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JOURNAL

OF THE

House of Representatives

AT THE

First Session

OF THE THIRTEENTH

GENERAL ASSEMBLY

OF THE

STATE OF TENNESSEE,

BEGUN AND HELD AT MURFREESBOROUGH ON MONDAY THE TWENTIETH DAY OF SEPTEMBER, ONE THOUSAND EIGHT HUNDRED AND NINETEEN.

BY AUTHORITY.

MURFREESBOROUGH, PRINTED BY
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PRINTERS TO THE STATE.

1819.

JOURNAL

OF THE

House of Representatives.

AT a meeting of the General Assembly of the State of Tennessee, in the town of Murfreesborough, on Monday the 20th day of September, in the year of our Lord eighteen hundred and nineteen, being the first session of the thirteenth General Assembly. On which day being that appointed by the Constitution of the State of Tennessee, for the meeting of the General Assembly, the following members of the House of Representatives, appeared, produced their credentials and took their seats—the oath prescribed by the Constitution of the State being first administered to them.

From the county of Carter, Mr. Christian Carriger.
From the county of Sullivan, } Mr. Elkanah R. Dulaney.
From the county of Washington, } Mr. James M'Alister.
From the county of Hawkins, Mr. Wm. Young.
From the county of Greene, Mr. William Kelly.
From the county of Grainger, Mr. Robt. Massengill.
From the county of Claiborne, Mr. Joab Hill.
From the county of Cocke, Mr. Isaac Allen.
From the county of Jefferson, Mr. Henry Bradford.
From the county of Knox, Mr. Pleasant M. Miller.
From the county of Blount, Mr. Jonathan Tipton.
From the county of Sevier, Mr. Robert Lawson.

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From the county of Campbell, Mr. Sampson David.
From the county of Anderson, Mr. Wm. Tunnel.
From the county of Roane, Mr. Rheuben Williams.
From the county of Rhea, Mr. James C. Mitchell.
From the county of Bledsoe, Mr. John Bridgman.
From the county of Overton, Mr. John B. Cross.
From the county of White, Mr. Isaac Taylor.
From the county of Warren, Mr. John B. Perkins.
From the county of Franklin, Mr. George Gray.
From the county of Jackson, Mr. William Locke.
From the county of Smith, Mr. Littleberry Hughes.
From the county of Wilson, Mr. Robert Edwards.
From the county of Sumner, Mr. Josephus H. Conn.
From the county of Rutherford, Mr. Robert Jetton, and Mr. Samuel Anderson.
From the county of Davidson, Mr. Felix Grundy, and Mr. William Williams.
From the county of Williamson, Mr. Wm. Martin.
From the county of Bedford, Mr. Joseph Brittain, and Mr. John Tilman.
From the county of Lincoln, Mr. Hugh M. Blake.
From the county of Giles, Mr. John Clack.
From the county of Maury, Mr. Lemuel Prewitt, and Mr. William Yancey.
From the county of Montgomery, Mr. James Fentress.
From the county of Robertson, Mr. Anderson Cheatham.
From the counties of Stewart and Humphreys, Mr. Peter Kendall.
From the counties of Dixon and Hickman, Mr. Robert E. C. Daugherty.

A quorum consisting of two thirds of the whole number of members being present,

The house, on motion of Mr. Young, unanimously chose Mr. James Fentress, (of Montgomery) speaker; whereupon Mr. Fentress was conducted to the speaker's chair, and made his acknowledgments to the house:

When, on motion of Mr. Anderson, Thomas J. Campbell was unanimously chosen principal clerk, who took his seat at the clerk's table, an oath to perform the duties of his office, being first administered to him.

The house then proceeded to the election by ballot of assistant clerk, Mr. Jacob Tipton, Mr. Fayette Sanders, Mr. Stuart Cowan and Mr. Beverly Randolph in nomination; and, upon collecting and counting out the ballots, it appeared that Mr. Jacob Tipton was duly elected, who took his seat at the clerk's table, an oath to perform the duties of his office being first administered to him.

After which Mr. Christopher Brooks was chosen door-keeper, and Mr. James M'Dowell his assistant.

Received from the senate, by mr. Bradford their assistant clerk, informing this house that they had convened, formed a quorum, chosen mr. Robert Weakly, of Davidson, their speaker; mr. James K. Polk, their principal clerk; mr. Alexander B. Bradford their assistant clerk; mr. John Bright their door-keeper, and are ready to proceed to the dispatch of public business. Whereupon, a message was sent to the senate, informing them that this house was convened, formed a quorum, chosen mr. James Fentress, of Montgomery, speaker; mr. Thomas J. Campbell, principal clerk; mr. Jacob Tipton, assistant clerk; mr. Christopher Brooks, door-keeper, and mr. James M'Dowell, assistant door-keeper, and are ready to proceed to the dispatch of public business.

Ordered, That the clerk do by message, inform the senate that this house propose the appointment of a joint committee of both houses, to wait on his excellency the governor, and inform him they are ready to receive any communication he may have to make; and naming Messrs. Edwards, David, Grundy and Miller, on part of this house, to act with such gentlemen as the senate might think proper to appoint. In answer to which, a message of concurrence was received from the senate, by mr. Bradford, their assistant clerk, and

naming mr. Lowry and mr. Brown, a committee on their part.

Mr. Edwards from the committee appointed on behalf of this house, to wait on his excellency the governor—Reported, That they had, in pursuance of the duty assigned them, waited on his excellency, and received for answer, that he would make his communication to the general assembly, at four o'clock, P. M. of this day.

On motion of Mr. Hill,

Resolved, That a committee of two members be appointed to draft and report rules of order and decorum for the government of this house: Whereupon, Mr. Speaker named mr. Young and mr. Dulany, a committee for that purpose.

The honorable Mr. Graham, Secretary of State, delivered in at the Speaker's table a Message in writing, from His Excellency the Governor, and withdrew; which message was read, and is as follows.

Fellow-Citizens of the Senate, and, of the House of Representatives.

Permit me to tender to you my sincere congratulations, on the interesting recurrence, which has once more brought us together in our respective stations, at the seat of government, where, I trust in divine providence, you will be favored with that portion of good health, which may be necessary to your comfort, and the full discharge of the high and important duties confided to your zeal and knowledge.

I am gratified in a very particular manner in being able to announce, that the citizens of Tennessee do at present enjoy the blessings of general health, to as great an extent as at any former period. The evidences of a kind and pervading influence, have been greatly multiplied and strongly marked; and the regular and consistent progress of morality and religion, must be a source of real pleasure to every well regulated mind. General confidence in our political liberty is strengthened by time and further experiment, whilst the sour-

ses of rational enjoyment, and domestic happiness are every where extended and increased.

For a continuation of all these things, let us look in humble confidence to that superintending hand, which governs the destinies of men and nations.

In the month of October, 1818, a treaty was concluded between the United States, and the Chickasaw nation of Indians, by the terms of which, it will appear, that the Chickasaws have ceded to the United States, their entire claim to all the lands lying within the limits of this state, with the exception of a reservation of four miles square, to include a salt spring upon *Big Sandy river*. A copy of the treaty as ratified by the President and Senate of the United States, shall in due time be laid before you.

This acquisition of territory is of the highest importance, as well to the state of Tennessee, as to many worthy citizens of North Carolina who have nearly forty years ago, paid for lands granted to them in that section of country, under strong impleation then given, that possession would be secured soon after the grants were made; and as the United States did by an act of Congress, passed on the 3d day of April, 1818, authorize the state of Tennessee to appropriate those lands to the satisfaction of certain specified claims; it will now devolve on you as a duty of the first responsibility to make that appropriation in the best practicable manner.

Whatever may be the mode deemed most expedient and proper to be directed by you, I would recommend that reasonable time be given, to afford every necessary facility, whereby, those living at the greatest distance may if possible secure and identify their old grants before any step be taken in the location of floating warrants upon the vacant territory. For, the vexation, strife, and litigation which have heretofore arisen in the history of our country, from completing claims, will doubtless again recur, unless prevented by the operation of wise and efficient regulations. That such regulations may with the greater certainty be adopted,

let your discussions be patient, ample and dispassionate.

The great extent of general and individual interest, directly involved in this particular part of our policy, has so much fixed the public attention, and supported for so long a time, the anxieties of so considerable a portion of the population of this state, that a candid avowal of the opinions of every department of the government, seems to be due to the people; and with this view I would suggest for your consideration, the propriety of providing by law, with as little delay as can be justified by the importance of the subject, for the erection of the ceded territory into land districts, and such other civil divisions as the exigencies of the country may require. Let the whole vacant territory, or so much of it as shall be thought necessary, be laid subject to the satisfaction of such land warrants as may be adjudged valid against North Carolina, in conformity with the provisions stipulated by the acts of cession and compact; and to the end, that the whole process may at some time be brought to a certain close, let a definite period be fixed, beyond which, the business of location and survey upon land warrants of every description shall cease; unless it shall be satisfactorily established, that there is not vacant land sufficient within the section of country set apart for that purpose, to meet all just claims. This period might perhaps be very properly limited to the first day of October, 1821, at which time the General Assembly will be in regular session.

I have the further satisfaction of laying before you the copy of a treaty, entered into at Washington city, on the 27th day of February last, by the honorable John C. Calhoun, on the part of the United States, and the head men of the Cherokees on the part of that nation.

By the terms of this treaty, you will perceive that a large portion of the lands ceded by the Cherokees lies within the limits of this state; a map of which has been furnished by Robert Houston, esq. commissioner on the part of the United States in running the lines

called for in the treaty, and shall be laid before you for your information, together with copies of the correspondence between the honorable the Secretary of War and myself during the time I was engaged in carrying into effect the treaty of 1817. The lands thus acquired including what lies on the North side of the Tennessee river, comprise sufficient territory to form four counties; the soil still remains subject to the use and occupation of the Cherokees, until the 1st day of January next, and from the particular situation of those lands connected with the circumstances attending the disposal of the vacant soil acquired by the late Chickasaw treaty, already referred to. I think it most advisable, that for the present, no steps be taken, towards any specific appropriation of the Cherokee country, deferring until the setting of the next stated general assembly all legislation upon the subject, except so much as may be found necessary in giving efficacy to the civil and criminal laws of this state, within its limits; of which I shall speak more fully in a subsequent communication.

In effecting these several arrangements as well with the Cherokee as with the Chickasaw Indians, which have been so long and so anxiously looked for by us, the sincere and constant good will of those who administer the general government has been very apparent in the uniform and liberal aid afforded by them, through every stage of the different transactions. The zeal displayed by the agents appointed to treat with the Chickasaws, has justified the expectations of those by whom they were employed; and has secured to them high and additional claims to the confidence and gratitude of their country.

The benefits to be derived to the state of Tennessee, from the Cherokee treaty of 1817, depended so much upon the success of ulterior measures, to be pursued by the general government, as to make it a matter of much concern, that every thing attempted for the execution of that treaty, should meet the hearty concurrence and support of every citizen of the state, who

might be placed in a situation where he could act with effect. Under this persuasion, I have for more than eighteen months been sedulously engaged in forwarding every effort of the administration, which had for its object the removal of the Cherokees to the Arkansaw river, upon the principle of an exchange of countries. The deep rooted enmity of that nation towards the people of the western country, and particularly towards the citizens of Tennessee, manifestly points to the wisdom of that policy, which would place the Mississippi as a barrier against mutual recrimination, and bad neighborhood. How far my labors have been successful in seconding the views of government, may in some degree, be seen from the result, as far as the effect of my efforts can be connected with it; and how far the terms obtained are to be made useful to this state, must mainly depend upon the good policy of measures yet to be adopted and pursued by us. In a long life of labor and active employment, more than thirty years of which have been devoted to the faithful service of my country, I have never been engaged in any one public duty from which I had reason to expect so much substantial good and lasting advantage to my fellow-citizens; and that it will prove to be the most useful part of my public life, I indulge the most positive and honest convictions.

The provisions which have heretofore been made by law, for the advantage of such persons as might be unable to find any lands originally granted to them, have it appears been insufficient to check the inducement of fraud and irregularity. I therefore earnestly recommend a thorough investigation of these provisions in all their bearings, that you may in future be the better enabled to protect the public against imposition, whilst you are extending to honest claimants, every assistance compatible with good faith. I submit to you whether a just policy, could now exclude those holding granted lands within the late Chickasaw purchase, who cannot be identified, from obtaining certificates of such loss, provided application for relief be made in a rea-

sonable time; but the propriety or even expediency of extending a like indulgence to those whose claims may be north and east of the congressional reservation is not to me apparent, as land warrants become more valuable, it is more and more obviously seen, that much vigilance should be used in narrowing down the temptations, which cupidity and avarice might have to destroy the evidences necessary to establish the local situation of lands already granted, where the soil itself is less valuable than the warrant which covers it.

By the provisions of an act passed at Knoxville, on the 31st day of October, 1817, on the subject of making entries for lands to which the Indian title had been extinguished; it was made the duty of the governor, after having been informed of the ratification of the treaty by which the Indian title had been extinguished to issue a proclamation giving three months previous notice, of the time when the respective surveyor generals offices would be opened, for receiving locations and entries for lands within the ceded territory. No proclamation has been issued, and I presume it will be easily seen by a reference to the seventh article of the treaty, which provides for running a part of the lines embracing the acquired territory, that no steps could be taken on the part of this state, until the stipulations of the treaty were carried into effect. Under these impressions I published an address, a copy of which will be submitted for your information, and will I trust exhibit the correctness of the course pursued.

I recommend to your consideration, the propriety of comprising into one, all the militia laws of this state, and I apprehend that much good might arise, from your causing to be printed a sufficient number of pamphlet copies, to furnish one to each officer of the grade of captain and upwards. The effects of this measure would be felt more directly and more beneficially, were it required of the captains to read the law at the head of their respective companies on each muster day, previously to entering upon training duty. By such a course the whole body of the militia of the state, would

acquire a more perfect knowledge of their mutual obligations in a department of the government, essentially involving principles, connected with the security of their dearest rights. That there do exist material defects, either in the provisions of the law, or in the practice under it, is demonstrable in various particulars, one, and not the least of which is to be found in the constant failure and irregularity of the return, made to the office of the adjutant general.

To prove in part, where substantial injury has been done to the state from this cause; I will refer you to the report of our efficient force, as returned to the Department of War in 1818, amounting to 29,193 only, which is at least one third below the real strength of the state; upon that estimate has the head of the Ordnance Department, declared in our favor a dividend of 862 stand of arms, furnished by the United States, which are ready for delivery at Pittsburg, when demanded. In the next distribution of arms, still greater injustice must inevitably be sustained, unless we should be more fortunate in receiving returns, than from present appearances we have a right to expect.

I shall forbear to make further remark upon this subject, knowing that many of your hooorable members, are practically acquainted with the defects of the system, and believing that you will all heartily contribute your aid in the work of reform. It will however be proper for me to ask before this subject is dismissed, what course you would direct me to pursue, in procuring the arms referred to? where shall they be deposited? to whom shall they be delivered? and as it is made optional with us to receive the whole in muskets, or a part in swords and pistols, you will say whether we shall require a part of each, and if so, in what proportions; and furthermore, whether out of these arms a part could not be received in cannon, as some application has been made to me for field pieces of a moderate size, by several of the citizen soldiers, who have views of forming themselves into artillery companies.

In obedience to the requisitions of an act, passed at the last general assembly, making provision for running the boundary line between the states of Georgia and Tennessee; James S. Gaines, esq. was appointed mathematician, and general John Cocke, commissioner, on the part of this state, whose report I have the pleasure of laying before you, accompanied by an estimate of the total expense incurred, in carrying the act into effect. The perfect good understanding which existed between the commissioners of the respective states, through the whole progress of their official duties, gives an earnest of the correct spirit of liberality under which they acted, and of the general satisfaction, which may be expected from their labors.

Soon after the adjournment of the last session of the general assemby, I forwarded to the governor of Kentucky, a copy of the act then passed on the subject of the boundary line, between this state and the state of Kentucky, but have not yet been officially notified of any measure which grew out of it. The governor of Kentucky, did, however, furnish me with a copy of an act, passed by the legislature of that state, on the 13th day of February last, which together with the communication of his Excellency, upon the subject, and a copy of my answer shall be laid before you. The want of an appropriate fund, and the want of authority from the legislature, to take any steps concerning the matter in the shape by which it was then presented, made it impossible for me to meet the views of Kentucky, and I hope the course I have taken in that particular, will receive your sanction and approval.

Commissioners have been appointed in pursuance of the authority upon that subject, to examine the books of entries and surveys, in possession of the several principal surveyors of this state. Major John Brown, of Maury county, has been designated to examine, and report from the first, second and third districts, and as it was apprehended that the examination of the office of the Register of west Tennessee, including the papers of the commissioners office, there deposited, would be

attended with much labor, colonel Robert [illegible]ley, of Davidson county, was added to the commission, for that particular duty alone. Colonel Francis A. Ramsey, of Knox county, has been commissioned to examine the books of the fourth, fifth and sixth surveyors districts, and of the office of the Register and commissioner of east Tennessee. These reports, embracing an exhibit of the aggregate amount of warrants, adjudged valid by the different commissioners, will enable you to judge with reasonable accuracy, of the practicability of satisfying the legal claims against the state, within the tract of country ceded by the Chickasaw Indians. And should it eventually be found that there is a sufficient quantity for that purpose, we have much reason to indulge in the hope, that at no distant day, the fiscal concerns of our state will exhibit a course of prosperity equalled by few of a like extent of population.

Notwithstanding some fruitless attempts have been made towards establishing a Penitentiary in this state, yet I think it my duty to bring the subject before you, and with an earnest hope, that in your wisdom, and in your love, for the principles and practice of humanity and justice, you will lend your aid in commencing a work which will do lasting honor to its founders. I am ready to admit that the policy of the early settlers of this country, was to encourage the most rigorous laws in all criminal cases, and when you revert to the occurrences of those days, you discover that criminal convictions were then much more frequent than at the present period; this happens not because crimes are less numerous now than formerly, but because the dispositions of men are more tempered to the spirit of sympathy and humanity, than in the early settlement of the country. It would however, be a humiliating catalogue, were I to present to you a list of those confined in prison even at this day, many of whom stand charged with crimes of the highest nature; yet judging of future probabilities from past events, it is reasonable to expect but very few convictions. In a lapse of near-

ly four years, three cases only have occurred where the sentence of death has been pronounced; two of these were pardoned, the other was executed according to law. Any uncommon solicitude, which I may seem to have on this subject, will, I trust, be ascribed to an honest zeal arising out of a full persuasion of the benefits which would result to society, from the operation of a scale of punishment which would act upon the vices of mankind, in a way more reconcilable to the measure of the offence.

Should your honorable body, after a full enquiry, become satisfied that good policy requires an adoption of the proposed system, I would suggest the practicability of creating a fund for defraying the necessary expenditures, by a loan from the state bank, for a part or the whole amount of stock held by the state in the bank. This, by judicious management, would be sufficient to erect the first necessary buildings, which might be enlarged and improved, in proportion as the good effects of the institution might be developed. The labour of the convicts themselves, has in some of the sister states, been applied in forwarding and completing their own buildings to a very useful extent, and the profits arising from their industry and skill in mechanism, has in almost every instance where the system has been tested, been found more than sufficient to cover every contingent expense.

The subject of improving the navigation of our rivers, & opening our roads, & keeping them in good repair, will, I apprehend occupy that portion of your attention, to which, from its close connexion with the best interests of the state, it is peculiarly entitled. I am not sufficiently advised by the board of managers, appointed under the authority of an act of the last legislature, to give you any definite information relative to their progress. I have however understood, that a considerable fund has been raised by subscription, in aid of that which was appropriated by the act referred to. Any information which may hereafter come to me from the board of managers, shall be laid before you

without delay, and I flatter myself that the progress already made will offer sufficient inducement to continue upon a more extended scale.

I lay before you a list of the vacancies which have taken place since the rise of the last legislature, with the names of those to whom, in filling such vacancies, temporary appointments have been given. The vacancy occasioned by the resignation of the honorable George W. Campbell, a senator from this state, in the Congress of the United States, has been filled by the appointment of the honorable John H. Eaton. The vacancy occasioned by the death of the honorable Archibald Roane, one of the judges of the Supreme Court of Errors and Appeals, has been filled by the appointment of the honorable Thomas Emmerson. The vacancy occasioned on the Circuit Court Bench, by the resignation of the honorable Thomas Emmerson, has been filled by the appointment of the honorable Samuel Powell. The vacancy occasioned by the death of the honorable Bennet Searcy, Judge of the fifth circuit, has been filled by the appointment of the honorable Parry W. Humphreys. The vacancy occasioned by the resignation of the honorable Nathaniel W. Williams, Judge of the third circuit, has been filled by the appointment of the honorable Jacob C. Isacks. The vacancy occasioned by the death of the honorable William Alexander, secretary of state, has been filled by the appointment of the honorable Daniel Graham. The vacancy occasioned by the resignation of Abraham Looney, esq. one of the board of managers for opening the navigation of the rivers, has been filled by the appointment of Richard Gammon, esq. The vacancy occasioned by the resignation of James S. Rawlings, esq. notary public for Rutherford county, has been filled by the appointment of Alfred Moore, esq. The vacancy occasioned by the resignation of James Elder, esq. notary public for Montgomery county, has been filled by the appointment of Isaac Dennison, esq. The vacancy occasioned by the resignation of John M'Clelland, esq. principal surveyor of the fourth dis-

trict, has been filled by the appointment of John Purris, esq. The vacancy occasioned by the resignation of Thomas J. Campbell, esq. solicitor general of the fifth district, has been filled by the appointment of James Rogers, esq. It is only necessary to remark, that the commissions by which those gentlemen hold their respective offices, will expire at the close of the present session, and of course the duty devolves on you, to make permanent appointments in such way as to you may appear best calculated to promote the public interest. In behalf of the present officers, it is due from me to say, that so far as I have been advised of their public acts, they have met the general approbation of the people, for whose service alone they have been appointed.

In closing this communication, I cannot repress an expression of gratitude to my fellow-citizens, for the unwearied and honorable support, which in a long course of public life, has never in one instance been withheld. These proofs of unshaken friendship ought to stimulate in the highest degree to an honest and zealous discharge of whatever duties may hereafter be required of me, relying on the support of a gracious providence and the continued good will and forbearance of my fellow-citizens.

Matters of minor importance, will be the subject of future communications, and nothing shall be wanting on my part which may give information to you, or dispatch to the proceedings of the legislature, in the exercise of their high duties, and at a moment so interesting to the public welfare.

(Signed)

JOSEPH McMINN.

Executive office,
Murfreesborough,
Tennessee, 20th
September, 1819.

Ordered—That the daily hour to which the house shall stand adjourned, until otherwise ordered, be 9 o'clock in the forenoon.

On motion of Mr. Mitchell,

Resolved, That a joint committee of both houses, be appointed to take under consideration that part of the governor's message, which refers to the state of the laws regulating the militia of this state.

Ordered, That the said resolution do lie on the table indefinitely.

The house adjourned until to-morrow morning, 9 o'clock.

TUESDAY, September 21, 1819.

Mr. Dulany, from the committee appointed on the 20th inst. to draft rules of order and decorum for the government of this house—Reported the following, which were read and adopted.

1. When the speaker takes the chair, the members shall take their seats.

2. Every member, during the time the house is in session, shall come in with his head uncovered, and so continue at all times except when in his seat.

3. The speaker when he has taken the chair, and two thirds of the members being present, the clerk shall read the journal of the preceding day.

4. Whilst the clerk is reading the journal, or other public papers, or any member speaking, there shall be no interruption.

5. Any member when he speaks, shall stand in his place, and address himself to the speaker or chairman, as the case may be, who shall give his attention by naming the member.

6. When a motion is before the house and not understood, the speaker may explain, but not attempt to influence by argument.

7. The speaker shall in all cases, require those who are in favor of the passage of a bill, resolution or motion, to say aye, and those who are against it shall say

no, and in all cases when the speaker doubts whether the ayes or noes have it, he shall request those who are in favor of the passage of a bill, adoption of a resolution or a motion, to shew their assent by keeping their seats.

8. The first member named on a committee, shall be chairman of the same, unless said committee shall be appointed to act in conjunction with a committee appointed by the senate.

9. The speaker with leave of the house, may speak on any subject before the arguments are closed.

10. Any member digressing from the subject, or using personal observations or reflections, shall be called to order by the speaker, chairman or any member present.

11. All motions of a general nature, shall be reduced to writing, seconded and handed to the speaker, before it shall be considered in possession of the house.

12. No member shall speak more than twice on the same subject, without leave of the house, except when in committee of the whole.

13. No person shall pass between the speaker and the person speaking.

14. No question shall be put on motion unless seconded.

15. No person shall absent himself from the service of the house without leave.

16. It shall be the duty of the speaker or chairman, to call gentlemen spectators appearing amongst the members, when in session, by name, or otherwise distinguish them, and desire them to withdraw.

17. No committee shall consist of more than eight members.

18. That no bill withdrawn for amendment, shall be kept out of the house longer than three days.

19. That no bill shall be reconsidered after the speaker from the chair has pronounced its rejection.

20. In all questions before the house, the speaker

shall vote, and in all cases where there is a tie, the question shall be lost.

21. The house at the desire of the speaker or any two members, may be resolved into a committee of the whole, for the discussion of any question that may be pending before the house.

22. The house shall at all times be considered in session, when the speaker takes the chair, and the roll shall never be called, unless upon application of a member.

E. R. DULANY, *Chairman.*

Mr. Miller, presented a petition of Isaac Johnson, with its accompanying documents, praying that the register of East Tennessee, may be authorised to issue him a grant for a tract of land on the south side of French Broad and Holston rivers.

Also—A bill for the relief of Isaac Johnson.

Mr. Hughes, a petition of sundry citizens of Carthage, praying that the county court of Smith may be authorised to sell a part of the public square of said town.

Also—A bill to authorise the county court of Smith, to sell the north east corner of the public square in the town of Carthage.

Mr. Williams, (of Davidson) a bill to provide for natural born children.

Which bills were severally read the first time, passed, and ordered that the said bills be sent to the senate.

On motion of Mr. Grundy,

Ordered, That Major General Andrew Jackson, be invited to a seat within the bar of this house.

Received from the senate, a message by Mr. Bradford, their assistant clerk, proposing the appointment of a joint committee of both houses, to contract with the printer of the town of Murfreesborough, for such printing as he may do for the general assembly between this and the end of the session, and naming Mr. Lowry, on part of the senate, to act with such gentlemen

as this house may think proper to appoint; in answer to which, a message of concurrence was sent to the senate, and Mr. Speaker, appointed Mr. Miller and Mr. Dulany, a committee for that purpose, on part of this house.

On motion of Mr. Young,

Ordered, That Mr. George Wilson, editor of the Nashville Gazette, have permission to a seat at the clerk's table of this house, for the purpose of collecting minutes of its proceedings.

Received from the senate, a message by Mr. Bradford, their assistant clerk, informing the house that they had appointed the following gentlemen on the standing committees, to act with such gentlemen as this house might appoint, viz:—

On the committee of Finance, Messrs. Keith and Atkinson.

On the committee of propositions and grievances, Messrs. Lowry, Douglass, Miller and Wallace.

On the committee of claims, Messrs. Huntsman, Gass, Blair and Harris.

On the committee of land claims, Messrs. Brown, Williams and Edmiston.

On the committee of enrolled bills, Messrs. Seawell and M'Means.

Whereupon, Mr. Speaker appointed on part of this house,

On the committee of finance, Messrs. David and Jetton.

On the committee of propositions and grievances, Messrs. Anderson Bridgman, Massengill, Williams (of Roane,) Daugherty, Tipton, Young and Perkins.

On the committee of claims, Messrs. Bradford, Blake, Cross, Cheatham, Hill, Hughes, Gray and Tilman.

On the committee of land claims, Messrs. Prewitt, Kindall, Martin, Lawson, Dulany and Tunnel.

On the committee of enrolled bills, Messrs. Williams (of Davidson,) and Mitchell.

Ordered, that the clerk do by message, acquaint the senate therewith.

Mr. Grundy, submitted for consideration the following preamble and resolutions:

Whereas, the present deranged state of the currency of the country, as well as the embarrassed condition of many of the citizens of the state, require the early and serious attention of the legislature. Therefore,

Resolved, That a joint committee, consisting of four members, on the part of this house, be appointed with authority to proceed to an investigation of the condition of the different banks of this state, and their respective branches, and that said committee have power to send for persons, papers and things to enable them to prosecute their enquiries successfully; and said committee are instructed not only to ascertain the amount of the capital stock paid in, the amount of debts due to, and from said institutions; the specie on hand, the amount of notes of other banks in the possession of each bank, the amount of deposits, but carefully examine how far the debts due, and owing to said banks, may have been well secured; and said committee are directed to make their report to the legislature, now in session, at as early a day as practicable.

2nd. *Resolved*, That in relation to such banks as will unquestionably be able, ultimately to meet their engagements, it is expedient, and is hereby recommended, that they extend discounts on good security, so far as is consistent with their own safety, paying a due regard to the ability of their debtors, and the resources of the country.

3d. *Resolved*, That the principal banks and their branches ought to be prohibited from collecting, or attemping to collect, any note or notes hereafter executed, except those in which they may have acquired an interest, in the ordinary course of transacting their business.

4th. *Resolved*, That provision should be made by which the condition of the respective banks can be

known during the recess of the legislature, by persons appointed by the general assembly for that purpose.

5th. *Resolved*, That creditors ought not to be permitted in the present state of things, to enforce the payment of debts in specie, and a law ought to pass, by which, in case of a refusal by a creditor to receive current bank notes, on banks of this state, he should be prevented from imprisoning the person, or sacrificing the property of his debtor.

6th. *Resolved*, That the same committee bring in a bill or bills, in pursuance of the third, fourth and fifth resolutions.

Ordered, That the said preamble and resolutions do lie on the table, and be made the order of the day for Monday next, the 27th instant, and that the clerk have printed forty copies of them for the use of the members of this house.

On motion of Mr. Anderson,

Resolved, That so much of the governor's message as relates to the establishment of a penitentiary, be referred to a joint committee of both houses.

Ordered, That the said resolution lie on the table indifinitely.

On motion of Mr. Hill,

Resolved, That a joint committee be appointed to ascertain if any and what amendments are necessary to the present judiciary system of this state.

Ordered, That the said resolution do lie on the table indefinitely.

On motion of Mr. Grundy,

Resolved, That a joint committee be appointed on that part of the governor's message which relates to the lands lately acquired by the treaty with the Chickasaw nation of Indians. Whereupon, Mr. Speaker appointed Messrs. Grundy, Miller, M'Alister, Prewitt, Mitchell, William Williams, Taylor and Conn, a committee on part of this house. And,

Ordered, That the clerk do by message acquaint the senate therewith, and ask their concurrence.

In answer to which, a message of non-concurrence

was received from the senate, by Mr. Bradford their clerk.

On motion of Mr. Young,

Resolved, That his excellency the governor be requested to lay before this general assembly, all the information he may have in his possession, touching the lands reserved in the late purchases from the Cherokee and Chickasaw Indians, within the chartered limits of this state; and any other information relating to the said purchases, within his power to give, so far as the interests of the state of Tennessee may be involved, and which it may not be improper to disclose.

Ordered, That the clerk do by message acquaint the senate therewith, and ask their concurrence.

On motion of Mr. Anderson,

Resolved, That so much of the governor's message as relates to the navigation of our rivers, be referred to a joint committee; and so much thereof as relates to opening and keeping in repair our roads, be referred to a joint committee.

Ordered, That the said resolution lie on the table indifinitely.

Received from the senate a message, by Mr. Bradford their clerk, proposing the appointment of a joint committee of both houses, to take into consideration that part of the governor's message which relates to the land south and west of the military line, including the lands lately ceded by the Chickasaw Indians, and that the said committee be authorized to call on the governor for all papers or information necessary, and report by bill or otherwise, and naming messrs. Brown, Williams, Edmiston and Keith, a committee on part of the senate.

On motion of Mr. Young,

Ordered, That the said resolution lie on the table indifinitely.

On motion of Mr. Mitchell,

Ordered, That a committee be appointed in pursuance of the resolution by him submitted on Monday

the 20th instant, upon that part of the governor's message which relates to the militia laws of this state—Whereupon, Mr. Speaker named Messrs. Mitchell, Locke, Cross, Hill, Perkins, Daugherty, Lawson and Allen, a committee on part of this house, upon the said resolution. And,

Ordered, That the clerk do by message acquaint the senate therewith, and ask their concurrence.

Received from the senate a message, by Mr. Bradford their clerk, proposing the appointment of a joint military committee of both houses, and naming Messrs. Standifer, Reynolds and Bunch, on part of the senate.

Ordered, That the said resolution lie on the table indifinitely.

Received from the senate, by two of their members, a bill for the relief of James Kennedy and John Boyd.

Mr. Williams, of Davidson, introduced a bill to prevent the abatement of suits in certain cases.

Mr. David, A bill to authorize a separate election in the county of Campbell.

Which bills were severally put upon their first reading in this house and passed.

Ordered, That the said bills be sent to the senate.

On motion of Mr. Jetton,

Resolved, That the governor be, and he is hereby requested to lay before this house any communications he may have received from the governor of Kentucky, respecting the boundary of the two states, since the last session of the legislature.

Ordered, That the said resolution lie on the table indifinitely.

On motion of Mr. Mitchell,

Resolved, that a joint committee be appointed to take under consideration, the revenue laws of this state to ascertain the necessary amendments, if any, with leave to report by bill or otherwise; whereupon Mr. Speaker appointed Messrs. Mitchell, Brittain, Clack, Locke, Bradford, Carriger, Hughes and Kelly a committee on part of this house, and

Ordered, That the clerk do by message acquaint the

senate therewith and ask their concurrence. In answer to which a message of concurrence was received from the senate by Mr. Bradford their clerk, and naming Messrs. Keith, Blair, Atkinson, and McMeans a committee on their part.

Received from the senate a message by Mr. Bradford, their clerk, informing that the senate had adopted a resolution, that a joint committee of both houses be appointed to take into consideration that part of the governor's message, which relates to the propriety of erecting a penitentiary in this state, and naming messrs. Seawell, Atkinson, Miller and Bunch, a committee on their part.

With which resolution this house concurred; whereupon Mr. Speaker appointed Messrs. David, Prewitt, Bridgman, Dulany, Yancey and Clack, a committee on part of this house, and

Ordered, that the clerk do by message, acquaint the senate therewith.

Mr. Bradford, the clerk of the senate, delivered in at the speaker's table a petition of sundry citizens of Warren county, praying for alterations, modifications and restrictions upon the banking institutions of this state.

Ordered, That the said petition be referred to the committee of propositions and grievances as by the senate.

Mr. Bradford, the clerk of the senate, also delivered in at the same time a petition of Walter Braly, praying for a duplicate warrant for 727 acres of land, on account of the sterility of the soil upon which it was originally laid.

On motion of Mr. Mitchell,

Ordered, That the said petition do lie on the table until the end of the present session of the general assembly.

The house adjourned till to-morrow morning 9 o'clock.

WEDNESDAY, September 22, 1819.

The house met according to adjournment.

On motion of Mr. Miller,

A petition of Walter Braly which was laid upon the table on the 21st inst. until the end of the present session of the general assembly, was reconsidered, and

Ordered, that the said petition be referred to the committee on land claims.

On motion of Mr. Young,

Resolved, That each house of this general assembly shall finish all bills, resolutions and other matters, (except where a concurrence of both houses is necessary) in the house where they originate, before they are sent for consideration to the other house.

Ordered, That the clerk do by message acquaint the senate therewith, and ask their concurrence.

In answer to which a message of non-concurrence was received from the senate, by Mr. Bradford their clerk.

Mr. Mitchell introduced a bill to repeal all laws authorizing separate or precinct elections in this state, which was put upon its first reading in this house, and, on the question, shall the bill pass? The yeas and nays being required, it was determined in the negative.—Yeas 12—Nays 28.

Those who voted in the affirmative, are,

Messrs. Allen, Cheatham, Gray, Grundy, Lawson, M'Alister, Miller, Mitchell, Prewitt, Funnel, Williams, of Davidson and Yancey.

Those who voted in the negative, are,

Messrs. Fentress, (speaker,) Anderson, Bradford, Bridgman, Brittain, Blake, Carriger, Cross, Conn, Clack, Dulany, David, Daugherty, Edwards, Hill, Hughes, Jetton, Kelly, Kindall, Locke, Massengill, Martin, Perkins, Tipton, Taylor, Tilman, Williams, (of Roane) and Young.

On motion of Mr. Grundy,

Resolved, That a committee be appointed to enquire what amendments, if any, ought to be made in the cri-

minal laws of this state. Whereupon, Mr. Speaker named on part of this house Messrs. David, Grundy, Anderson, Williams (of Roane) Clack, Mitchell, Jetton and Perkins.

Ordered, That the clerk acquaint the senate therewith.

In answer to which, a message of concurrence was received from the senate, by Mr. Bradford their clerk, and naming Messrs. Keith, Brown, Lowry, Huntsman and Williams, a committee on their part.

On motion of mr. Locke,

Resolved, That a joint committee be appointed to examine the clerk's returns of captains companies, and justices of the peace in each county in this state, and make report thereof.

Whereupon, mr. Speaker named on the part of this house messrs. Jetton, Locke, Hill and Hughes.

Ordered, That the clerk acquaint the senate therewith, and ask their concurrence.

In answer to which, a message of concurrence was received from the senate, by mr. Bradford their clerk, and naming messrs. Douglass and Gass on their part.

On motion of mr. Taylor,

Resolved, That a joint committee be appointed to examine if any, and what amendments are necessary to the stray laws of this state, with leave to report by bill or otherwise. Whereupon, mr. Speaker named on part of this house, messrs. Taylor, Carriger, Bridgman and Tunnel.

Ordered, That the clerk acquaint the senate therewith, and ask their concurrence.

On motion of mr. Anderson,

Ordered, That committees be appointed in pursuance of the resolutions by him submitted on the 21st instant, upon so much of the governor's message as relates to the navigation of our rivers, and the opening of [illegible]. Whereupon, mr. Speaker named on the part of the house, upon the navigation of our rivers [illegible] Hall, Brown, Anderson and Hill.

And upon the opening our roads, messrs. Bradford, Blake, Cross, Cheatham, Perkins and Daugherty.

Ordered, That the clerk acquaint the senate therewith, and ask their concurrence.

In answer to which, a message of concurrence was received from the senate, by mr. Bradford their clerk, and naming messrs. Huntsman, Gass, Wallace and Douglass, on so much of said resolution as relates to the navigation of our rivers. And messrs. Atkinson and Blair, on so much of the said resolution as relates to the opening our roads.

On motion of mr. Grundy,

Resolved, That a joint committee be appointed to prepare rules regulating the proceedings between the two houses of the general assembly. Whereupon mr. Speaker named on the part of this house, messrs. Grundy, Miller and Young.

Ordered, That the clerk acquaint the senate therewith, and ask their concurrence.

In answer to which, a message of concurrence was received from the senate, by mr. Bradford, their clerk, and naming messrs. Brown, Keith and Huntsman, a committee on their part.

Received from the senate, a message by mr. Bradford their clerk, informing that they had adopted the following resolution, and asking the concurrence of this house:

Resolved, That a joint committee be appointed to enquire if any, and what amendments are necessary to the judiciary system of this state, with which resolution this house concurred. Whereupon mr. Speaker appointed messrs. Prewitt, Grundy, Anderson, Miller, Mitchell, Dulany, M'Alister and Young, upon the said committee.

Ordered, That the clerk acquaint the senate therewith.

Received from the senate a message, by mr. Bradford [illegible]

Resolved, That a joint committee be appointed on that part of the governor's message, which relates to the lands south and west of the congressional line, and the lands south and west of the Tennessee river, lately ceded by the Chickasaw Indians, and have leave to report by bill or otherwise; with which resolution this house concurred. Whereupon mr. Speaker named messrs. Prewitt, Grundy, Miller, M'Alister, Mitchell, Williams (of Davidson) Taylor and Conn, upon the said committee.

Ordered, That the clerk acquaint the senate therewith.

Received from the senate, a message by mr. Bradford, their clerk, informing that they had adopted the following resolution, and asking the concurrence of this house:

Resolved, That a joint committee be appointed to enquire into the past management, and present situation of the funds appropriated by congress for the support of colleges, academies and common schools, and naming messrs. Gass and Atkinson on their part.

Mr. Grundy moved a concurrence with the said resolution, and that the following words be added as an amendment thereto:

"And said committee are instructed also, to enquire what provisions ought to be made in relation to monies due and owing to the literary institutions of this state, and said committee may report by bill or otherwise," which the house agreed to. Whereupon, mr. Speaker named messrs. Edwards, Grundy, Prewitt and Tipton, upon said committee.

Ordered, That the clerk acquaint the senate therewith, and ask their concurrence to the amendment.

Received from the senate, a message by mr. Bradford, their clerk, informing that they had adopted the following resolution, and asking the concurrence of this house:

Resolved, That so much of the governor's message as relates to the territory lately acquired by treaty from the Cherokee tribe of Indians, lying between the

rivers Tennessee and Highwassee, be referred to a select committee of both houses, and that they have leave to report by bill or otherwise, and naming messrs. Williams, Huntsman, Standifer and Lowry, on their part; with which resolution of the senate this house concurred. Whereupon, mr. Speaker named messrs. Bradford, David, Lawson, Williams, (of Davidson) Kelly, Taylor, *M*itchell and Anderson, on part of this house, upon said resolution.

Ordered, That the clerk acquaint the senate therewith.

*M*r. Dulany presented the returns of tax lists and justices of the peace, of the county of Sullivan, for the years 1818 and 1819.

*M*r. *M*'Alister, the returns of tax lists, justices of the peace and captains companies, of the county of Washington, for the years 1818 and 1819.

*M*r. Hughes, the returns of the tax lists for 1819—clerk's account with the state treasurer, for the years 1817, 1818 and 1819; collector's account with the state treasurer, for the years 1817 and 1818; collector's bonds for the years 1817, 1818 and 1819; penitentiary subscription for the year 1818; and a list of the number of captains companies and justices of the peace for the year 1819, together with the return of the clerk of the circuit court, upon law process, for the county of Smith.

Mr. Daugherty, the returns of the tax lists, penitentiary subscription, captains companies and justices of the peace, of the counties of Dixon and Hickman, for the years 1817 and 1818.

Mr. Gray, the returns of the tax lists of the clerk of Franklin county, for the years 1817 and 1818; together with the penitentiary subscription, and lists of captains companies and justices of the peace for said county.

Mr. Mitchell, the returns of the tax lists of the clerk of the county of Rhea, for the years 1817, 18 and 19.

Mr. Taylor, the returns of the clerk of the county of White, for the years 1817, 18 and 19.

Mr. Brittain, the returns of the clerk of the county of Bedford, for the years 1817 and 18.

Mr. Yancey, the returns of the clerk of the county of Maury, for the years 1817 and 18.

Mr. Carriger, the returns of the clerk of the county of Carter, for the years 1818 and 19.

Mr. Cheatham, the returns of the clerk of the county of Robertson, for the years 1817 and 18.

Mr. David, the returns of the clerk of the county of Campbell, for the years 1817 and 18.

Mr. Bridgman, the returns of the clerk of the county of Bledsoe, for the years 1817 and 18.

Mr. Lawson, the returns of the clerk of Sevier county, for the years 1817 and 18.

Ordered, That the said returns be referred to the committees having those subjects under consideration.

Mr. Bradford presented a petition of sundry citizens of the county of Jefferson, praying an increase of tax on hawkers and pedlars.

Ordered, That the said petition be referred to the committee having the revenue laws under consideration.

Mr. Kelly presented a petition of George Brown, praying amendments to the registration laws.

Ordered, That the said petition be referred to the committee of propositions and grievances.

A bill to provide for natural born children,

A bill for the relief of Isaac Johnson. And,

A bill to authorize the county court of Smith to sell the south east corner of the public square in the town of Carthage, were severally put upon their second reading in this house, and passed.

Ordered, That the said bills be sent to the senate.

A bill to prevent the abatement of suits in certain cases, was taken up, and, on motion of mr. Grundy, ordered that the said bill do lie on the table.

A bill for the better establishment of the county of Wayne, was taken up, and ordered that Mr. Kindall have leave to withdraw the said bill for amendment.

A bill for the relief of James Kennedy & John Boyd,

was taken up, & on motion of Mr. Young, ordered, that the said bill do lie upon the table.

Mr. Locke introduced a bill to authorize the county court of Jackson county, to adjourn the courts of said county to the town of Gainsborough, and for other purposes.

Mr. Gray, a bill to repeal the 2d section of an act, passed November 5th, 1817, entitled, "An act appointing additional trustees to Quincey Adams academy, in Warren county, and for other purposes."

Mr. Young, a bill to repeal all laws passed in this state, authorizing persons to hawk and peddle without licence;

Which bills were severally put upon their first reading in this house and passed.

Ordered, That the said bills be sent to the senate.

Mr. Bradford, the clerk of the senate, delivered in at the speaker's table, the petition of Israel Mials, praying that a duplicate warrant may issue to him for 640 acres of land, upon No. 1278. Ordered, that the said petition be referred to the committee on land claims.

Also, a petition of sundry citizens of Greene county, praying compensation to justices of the peace in certain cases. Ordered, that the said petition be referred to the committee of propositions and grievances.

The house adjourned until to-morrow morning 8 o'clock.

THURSDAY, September 23, 1819.

The house met according to adjournment.

Mr. Allen presented the returns of the clerk of the county of Cocke, for the years 1817 and 18.

Mr. Blake, the returns of the clerk of the county of Lincoln, for the years 1817 and 18.

Mr. Williams (of Roane) the returns of the clerk of the county of Roane, for the years 1817 and 18.

Mr. Hill, the returns of the clerk of the county of Claiborne, for the years 1817 and 18.

Mr. Locke, the returns of the clerk of the county of Jackson, for the years 1817 and 18.

Ordered, That the said returns be referred to the committees having those subjects under consideration.

On motion of Mr. Hill,

Resolved, That the secretary of state be required to lay before this house the enumeration returns of the free taxable inhabitants of the different counties in this state, so far as they have come to his office.

Ordered, That the said resolution lie on the table.

On motion of Mr. Williams (of Davidson) a bill to prevent the abatement of suits in certain cases, was taken up, amended, put upon its second reading in this house and passed.

Ordered, That the said bill be sent to the senate.

On motion of Mr. Miller, a bill for the relief of James Kennedy and John Boyd, was taken up, amended, put upon its second reading in this house, and passed.

Ordered, That the said bill be sent to the Senate.

Mr. Kindall, who had withdrawn for amendment, a bill for the better establishment of Wayne county, returned the same with a proposed amendment, which was adopted. Whereupon the said bill was put upon its first reading in this house as amended, passed, and ordered to be sent to the senate.

A bill authorizing persons who have lost writings obligatory under seal to sue and recover on them in an action at law.

A bill for the relief of John W. Carson: and,

A bill to authorise the clerks of either the county or circuit courts of this state to receive the probate of deeds of conveyance, and for other purposes,

Were severally put upon their first reading in this house, passed, and ordered to be sent to the senate.

Mr. Bradford the clerk of the senate, delivered in at the speaker's table, a petition of sundry citizens north of the Tennessee and south of Duck river, praying a preference to enter their lands, or the passage of a law to pay them for their improvements.

Also, a petition of sundry citizens of the Chickasaw purchase praying the establishment of a new county.

Also, a petition of sundry citizens of the Chickasaw purchase praying the establishment of a new county north of Wayne county and east of the Tennessee river.

Also, a petition of William Clay, praying the passage of a law authorizing the admission of his vouchers in the settlement of his accounts as a commissioner of the town of Rutledge.

Mr. Prewitt, presented a petition of Jacob Williams L. S. Bowers and Baily Needham, praying indemnification for defending an ejectment, wherein Robert Burton, lessee was plaintiff and the petitioners were defendants, for a tract of land lying within the limits of the Congressional reservation.

Mr. Daugherty, a petition of sundry citizens of the Chickasaw purchase praying the passage of a law giving Andrew Stobough, a preference right to 25 acres of land in that tract of country.

Ordered, That the said several petitions be referred to the committee of propositions and grievances.

Received from the senate a message by Mr. Bradford their clerk, informing that they had adopted the following resolution and asking the concurrence of this house.

Resolved, That a joint and select committee be appointed to enquire how many sections of six miles square, are within the chartered limits of this state, and also how many six hundred and forty acre tracts are laid off as school lands in the bounds of the different counties in this state.

On motion of Mr. Grundy,

Ordered, That the said resolution lie upon the table.

Received from the senate a message by Mr. Bradford their clerk, informing that they had adopted the following resolution, and asking the concurrence of this house.

Resolved, That his Excellency the governor be requested to cause to be laid before this general assem-

bly at as early a period as he conveniently can, any information in his possession or power, that will shew the amount of land warrants and certificates issued by the commissioners of the land offices of East and West Tennessee, and that he be also requested to lay before this general assembly copies of any documents in his possession or power, that will shew the amount of warrants and certificates that have been granted, and that he be further requested to furnish any information in his possession, or power, that will shew the quantity of acres entered in the different surveyors offices on which grants have not issued; and that he will likewise furnish any information he may have or can obtain that will lead to shew the probable quantity of vacant and unappropriated land north and east of the Congressional reservation, exclusive of the land south of the Tennessee river, and north and east of the Highwassee river, with which resolution this house concurred; and,

Ordered, That the clerk acquaint the senate therewith.

Received from the senate a message by Mr. Bradford their clerk, informing that they had adopted the following resolution, and asking the concurrence of this house.

Resolved, That the senate meet the house of Representatives in the Representatives hall this day at the hour of 12 o'clock for the purpose of electing a Register of the land office of East Tennessee in the place of Jacob Tipton resigned; with which resolution of the senate, this house, on motion of Mr. Young, nonconcurred; and,

Ordered, That the clerk acquaint the senate therewith, and inform them that this house would receive them in their hall to-morrow the 24th inst. at 12 o'clock for that purpose. In answer to which a message of concurrence was received from the senate by Mr. Bradford their clerk.

Received from the senate a message by Mr. Bradford their clerk, informing that they had adopted the

following resolution and asking the concurrence of this house.

Resolved, That a joint committee be appointed to take into consideration, so much of the governor's communication as relates to the disputed boundary line between this state and the state of Kentucky, and appoint Messrs. Huntsman, Brown, Maury and Douglass, on part of the senate; with which resolution this house concurred: whereupon, Mr. speaker named Messrs. Cheatham, Cross, Miller, Kindall, Locke and Gray, up on the said committee.

Ordered, That the clerk acquaint the senate therewith.

Mr. Bradford, the clerk of the senate, informed this house by message, that the senate had added Mr. Maury to the committee on land claims; and also, upon the committee appointed on that part of the governor's message, which relates to the lands south and west of the congressional reservation line, and south and west of the Tennessee river.

On motion of Mr. Mitchell,

Resolved, that a committee be appointed to prepare and report to this house, such resolutions as may be deemed proper in relation to the public conduct of Major General Andrew Jackson, during the Seminole war. Whereupon Mr. speaker appointed Messrs. Mitchell, Grundy, Miller and Young, to compose the said committee; and

The house adjourned until to-morrow morning 9 o'clock.

FRIDAY, September 24, 1819.

The house met according to adjournment.

On motion of Mr. Grundy.

Ordered, that Samuel H. Laughlin, esq. have permission to a seat at the clerk's table of this house, for the purpose of collecting minutes of its proceedings for the editors of the "Murfreesborough Courier."

On motion of Mr. Mitchell,

Ordered, that Joshua Haskell, esq. have permission to a seat at the clerk's table for the purpose of collecting minutes of its proceedings.

Mr. Williams (of Davidson) introduced a bill to fill vacancies in the quorum court of the county of Davidson; and

Mr. David, a bill to amend an act, passed at Knoxville, the 16th of October, 1817, entitled, "An act to amend the law for the removing and safe keeping of prisoners in this state;"

Which bills were severally put upon their first reading in this house and passed.

Ordered, That the said bills be sent to the senate.

Mr. Miller, presented a report of John Winton, commissioner of certain turnpike roads.

Ordered, that the said report be referred to the committee on public roads.

Mr. Williamson (of Davidson) presented a petition of Willie Barrow, praying the passage of a law, authorizing the scheme of a lottery, for the joint benefit of himself and creditors.

Mr. Locke, a petition of sundry citizens of Jackson county, praying the passage of a law, authorizing Albert M'Clure, to hawk and peddle without licence.

Mr. Allen, a petition of Obediah Going, (a man of colour) praying the passage of a law, giving him the rights and previleges of citizenship.

Mr. Blake, a petition of sundry citizens of Lincoln county, praying the passage of a law, authorizing a precinct election in said county.

Ordered, that the said several petitions, be referred to the committee of propositions and grievances.

Mr. M'Alister, presented a petition of John Blair, sen. praying the passage of a law, authorizing him to dig for salt water within the limits of the late purchase from the Cherokee Indians, & to grant him certain lands for the benefit of such works, in the event he should procure salt water.

Ordered, that the said petition be referred to the committee, on the Cherokee lands between the rivers

Tennessee and Highwassee.

Mr. Kindall, presented the returns of the county and circut court clerks of the county of Stewart, for the years 1817 and 18.

Ordered, That the said returns be referred to the committees having those subjects under consideration.

Mr. Daugherty presented the petition of sundry citizens of Hickman county, praying that the boundary lines of said county may be permanently established, and the court house removed to its centre.

On motion of mr. Prewitt, ordered, that the said petition lie on the table.

Mr. Anderson submitted the following resolution which was read, and, on motion of mr. Grundy, ordered to lie on the table:

Resolved, That the senate meet the house of represatives, in the representatives' hall, on Tuesday, the 28th instant, at the hour of 12 o'clock, for the purpose of electing a public printer for the ensuing two years.

On motion of mr. Young,

Resolved, That a joint committee be appointed to apportion the representation of this state for the ensuing 7 years, agreeably to the constitution of this states.

Whereupon, mr. Speaker appointed messrs. Young, *Mitchell*, Anderson, Kindall, *Miller*, Williams, of Davidson, Blake & Cross, to compose the said committee.

Ordered, That the clerk acquaint the senate therewith, and ask their concurrence.

On motion of mr. Grundy,

Resolved, That the committee on the judiciary, be instructed to enquire into the expediency of establishing separate courts of chancery in this state, and reducing the number of places at which the supreme court of errors and appeals are to be holden.

The hour having arrived at which both houses were to convene in the hall of this house, by previous arrangement, for the purpose of electing a register of the land office for East Tennessee;

Ordered, That the clerk inform the senate, that this house is ready to receive them for that purpose: Imme-

diately after which, mr. Speaker, and the gentlemen of the senate, were announced, and invited to walk in. When the object of meeting being announced from the chair, the two houses proceeded jointly to the election of a register of the land office for East Tennessee; mr. Alex. B. Bradford, and mr. Samuel R. Brown, of Knox county, in nomination—and on collecting and counting out the ballots, it appeared that Alexander B. Bradford, had 38, and Samuel R. Brown, 21 votes:

Whereupon, the honorable the speaker of the senate, proclaimed Alexander B. Bradford, esquire, duly and constitutionally elected register of the land office for the district of East Tennessee, when mr. Speaker and the gentlemen of the senate withdrew.

The house adjourned until to-morrow morning nine o'clock.

SATURDAY, September 25, 1819.

The house met according to adjournment.

On motion of Mr. Locke,

Ordered, That Mr. Bradford and Mr. Tilman have leave of absence until Monday next.

Mr. Miller, introduced a bill to make legitimate Rufus Morgan Bennett and Sally Bennett.

Mr. Gray, a bill to authorise four additional elections in Franklin county.

Which bills were severally put upon the first reading in this house and passed.

Ordered, That the said bills be sent to the senate.

Mr. David, introduced a bill to recommend to the citizens of the state of Tennessee to vote for or against the call of a convention at the next general election in August 1821.

On motion of Mr. Grundy, ordered that the said bill lie on the table.

Mr. Grundy, presented a petition of sundry citizens of Davidson county praying that a part of said county may be attached to the county of Robertson.

Mr. Clack, a petition of sundry citizens of Giles.

county, praying that certain costs of a law suit incurred by William Purnell, an Overseer of a public road may be paid by the Treasurer of the county of Giles.

Mr. Daugherty, a petition of the guardians of the heirs of Thomas Ingram deceased, praying the passage of a law authorizing them to sell sixteen acres of land for the benefit of said heirs; and,

Mr. Locke, a petition of certain chain carriers, praying an additional allowance per day for running the boundary lines of the county of Jackson.

Ordered, That the said several petitions be referred to the committee of propositions and grievances.

Mr. Hill, presented a petition of John Latham praying that a certificate may be issued to him for 150 acres of land, on account of the interference of an older and better title.

Ordered, That the said petition be referred to the committee on land claims.

On motion of *Mr.* Anderson, the resolution by him submitted on the 24th inst. for the purpose of electing a public printer; was taken up, read and adopted.

Ordered, That the clerk acquaint the senate therewith and ask their concurrence.

In answer to which a message of non-concurrence was received from the senate by *Mr.* Bradford their clerk.

Received from the senate, a message by *Mr.* Bradford their clerk, informing that they had adopted the following resolution, and asking the concurrence of this house.

Resolved, That there be printed immediately for the use of the general assembly sixty copies of the acts of Congress of 1817 and 1818, authorizing the state of Tennessee to perfect titles to land south and west of the congressional line &c. And also that there be printed as soon as practicable the treaty concluded at Washington City between the Honorable John C. Calhoun and the Cherokee Tribe of Indians, and also the treaty concluded between the same Indians and Major General Andrew Jackson.

With which resolution this house concurred; and,

Ordered, That the clerk acquaint the senate therewith.

Received from the senate a message by Mr. Bradford their clerk, informing that they had adopted the following resolution, and ask the concurrence of this house.

Resolved, That a joint committee be appointed to enquire where Turnpike roads may be established with advantage in this state. And also whether those already established have been kept in the repair contemplated by law, with leave to report by bill or otherwise.

With which resolution this house non-concurred; &

Ordered, That the clerk acquaint the senate therewith.

On motion of *Mr.* Jetton, the resolution by him submitted on the 21st inst. requesting the governor to lay before this house, any communication he may have received from the governor of Kentucky respecting the disputed boundary line between the two states, since the last session of the general assembly, was taken up read, and adopted.

Mr. Grundy, presented a petition of Edward D. Hobbs, formerly jailor of Davidson county praying compensation for the safe keeping of three prisoners by the name of Magness, in the years 1809 & 1810.

Ordered, That the said petition be referred to the committee of claims.

Mr. Bradford, the clerk of the senate delivered at the speakers table—

A petition of sundry citizens of Davidson county, praying a separate election in said county.

Also, two petitions of sundry citizens of Humphreys county, praying that the boundary line of the county of Humphreys may not be extended across the Tennessee river.

Ordered, That the said petitions be referred to the committee of propositions and grievances.

Mr. Bradford, the clerk of the senate—also delivered in at the speaker's table,

A petition of Henry Rutherford, praying that a duplicate warrant may issue to him on No. 2122, for which he paid the legal consideration to col. John Armstrong, entry taker of North Carolina.

Ordered, That the said petition be referred to the committee on land claims.

A bill to repeal all laws passed in this state authorizing persons to hawk and peddle, or to sell spirituous liquors without licence.

A bill authorizing the county court of Jackson county to adjourn the courts of said county to the town of Gainsborough and for other purposes; and,

A bill to repeal the 2d section of an act passed Novermber 5th, 1817, entitled an act appointing additional Trustees to Quincy Adams Academy in Warren county, and for other purposes.

Were severally put upon their second reading in this house, passed, and ordered to be sent to the senate.

A bill for the relief of Daniel *May*, was taken up and on motion of *Mr.* Young, ordered to lie on the table.

A bill for the relief of James Kennedy and John Boyd, was read the third and last time in both houses, passed and ordered to be enrolled.

A bill to provide for natural born children, was taken up, put upon its third reading in this house, passed, and ordered to be sent to the senate.

Mr. Miller, submitted the following resolution which was read, and on motion of *Mr.* Gray, ordered to lie upon the table.

Resolved, That in the opinion of this house all the lands in this state comprehended under the term of school lands, shall be sold upon a lease of ninety years, and that the committee on public lands be instructed to bring in a bill for that purpose.

Ordered, That when the house adjourns it will adjourn to meet again on monday next.

The house adjourned till monday morning 9 o'clock

MONDAY, September 27, 1819.

The house met according to adjournment.

Mr. Dulany, introduced a bill to authorize the clerk of the county court of Sullivan to build an office on part of the public square in the town of Blountsville.

Which was read the first time, and passed.

Ordered, That the said bill be sent to the senate.

Mr. Clack, presented a petition of sundry citizens of Giles county, praying that John and William *M*'Cann may be authorized to hawk and peddle without licence; and,

Mr. Kelly, a petition of the sheriff of Greene county, praying additional compensation in certain cases.

Ordered, That the said petitions be referred to the committee of propositions and grievances.

On motion of *Mr.* Grundy,

Resolved, That the committee on public roads be instructed to inquire into the expediency of establishing a Turnpike road from Columbia in maury county, to Franklin in Williamson county, thence to Nashville in the county of Davidson.

Mr. Gray, presented the returns of the circuit court clerk of the county of Franklin for the years 1817 & 18.

Ordered, That the said returns be referred to the committee of finance.

On motion of mr. Taylor,

Resolved, That the door-keeper's of this house forthwith furnish for the use of the members thereof four copies of the revised laws of North Carolina and Tennessee, in force and use in this state.

mr. miller, presented sundry petitions of the manumission Society and others, praying the interference of the general assembly for the gradual abolition of slavery.

Ordered, That the said petitions be referred to a select committee of both houses.

Whereupon mr. Speaker, named messrs. Miller,

mitchell, Anderson, Williams (of Davidson) David and Jetton, a committee on part of this house; and,

Ordered, That the clerk acquaint the senate therewith and ask their concurrence.

In answer to which a message of concurrence was received from the senate by mr. Bradford their clerk, and naming mr. Maury, mr. Keith and mr. Brown a committee on their part.

On motion of mr Massengill,

Resolved, That the senate meet the house of representatives in the representatives hall at 12 o'clock on to-morrow the 28th inst. for the purpose of comparing the votes for governor.

Ordered, That the clerk acquaint the senate, therewith and ask their concurrence.

In answer to which a message of concurrence was received from the senate by mr. Bradford their clerk.

The house resolved itself into a committee of the whole on the preamble and resolutions submitted by mr. Grundy on Tuesday the 21st inst. in relation to the banks of this state; and, after some time spent therein, mr. Speaker resumed the chair, and mr. Tipton reported to the house, that the committee had made some progress therein, and directed him to ask leave to set again.

Ordered, That the committee of the whole have leave to set again upon the said resolutions, on Wednesday next.

The house adjourned until to-morrow morning, 9 o'clock.

TUESDAY, September 28, 1813.

The house met according to adjournment.

mr. Grundy, from the committee of both houses, to whom was referred so much of the governors message as relates to lands south and west of the Congressional reservation line, and the lands south and west of the Tennesse river, ceded by the Chickasaw Indians,

Reported the following Resolution.

1st. *Resolved*, That the territory or tract of country usually denominated the Congressional reservation be divided into four districts, to each of which a principal surveyor shall be appointed by joint ballot of both houses of the general assembly.

2d. *Resolved*, That each of the surveyors aforesaid shall forthwith cause his district to be divided by lines running parellel with the southern boundary line of this state, and by others crossing them at right angles, so as to form sections of square, as near as may be, and that he cause to be laid down, and connected with the lines of the same, the existing claims, as far as may be practicable.

3d. *Resolved*, That there be appointed one commissioner, for the purpose of adjudging the validity of claims to lands within this state, which have not been perfected into grants, and which have not been heretofore legally adjudicated.

4th. *Resolved*, That all evidences of claims, purporting to have been issued by the commissioner or commissioners of east & west Tennessee, be filed in the office of the commissioner of West Tennessee, hereafter to be appointed, for adjudication.

5th. *Resolved*, That the evidence of the validity of the last mentioned claims, may be the record kept by the commissioners of East and West Tennessee, or a copy thereof.

6th. *Resolved*, That grantees, or their legal representatives, or assignees of such grantees of lands, lying south and west of the congressional line, the calls of whose grants cannot be identified, or who may have lost the same by interfering claims, or any part thereof, ought to receive a warrant for the number of acres thus lost, provided such grant be founded upon a valid warrant, and no other grant shall have issued upon a warrant of the same number.

7th. *Resolved*, That warrants or certificates of survey, ought to issue for lands lost by interfering claims on the north and east of the congressional line.

8th. *Resolved*, That each principal surveyor enter

in a book to be by him kept for that purpose, a list of all evidences of claims certified to be valid, pursuant to law; the names of the owners; the number of the warrant; the number of acres contained in each warrant, in columns opposite to the owners names, leaving one blank column to be filled with the number of the location, which shall be decided by lot, and that a day be appointed in the year eighteen hundred and twenty, for drawing and determining the priority of locations.

9th. *Resolved*, That all entries, and surveys made upon such entries, shall be run to the cardinal points, in squares or oblongs, except fractions, which shall be occasioned by some navigable river, or elder claim; and, the said resolutions having been read,

On motion of mr. Grundy,

Ordered, That the question thereon, be taken separately upon each resolution.

Whereupon, the question was propounded from the chair, upon the adoption of the first resolution, and determined in the affirmative.

After which, mr. Grundy moved to fill the blank in the second resolution, with the words "one mile," which the house agreed to.

The question was then taken upon the adoption of the second resolution, and the yeas and nays being required thereon, it was determined in the affirmative—Yeas 21—Nays 19.

Those who voted in the affirmative are,

Messrs. Allen, Blake, Bradford, Carriger, Conn, Cheatham, Clack, David, Edwards, Grandy, Hill, Hughes, Lawson, Martin, M'Alister, Miller, Mitchell, Tipton, Tilman, Williams, of Roane and Yancey.

Those who voted in the negative are,

Messrs. Fentress, speaker, Anderson, Bridgman, Brittain, Cross, Daugherty, Dulaney, Gray, Jetton, Kelly, Kindall, Locke, Massengill, Perkins, Prewitt, Taylor, Tunnel, Williams, of Davidson and Young.

The question was then taken on the adoption of the third resolution, and determined in the affirmative.

The question was then taken upon the adoption of

the fourth resolution, and the yeas and nays being required thereon, it was determined in the affirmative Yeas 33.—Nays 5.

Those who voted in the affirmative are,

Messrs. Anderson, Blake, Bradford, Bridgman, Carriger, Conn, Cheatham, Clack, Cross, David, Doherty, Edwards, Gray, Grundy, Hill, Hughes, Jetton, Kelly, Kindall, Lawson, Locke, Mas engill, Martin, M'Alister, Miller, Perkins, Prewitt, Taylor, Tipton, Tilman, Williams, of Roane, Williams, of Davidson and Yancey.

Those who voted in the negative are,

Mr. Fentress, (Speaker,) Brittain, Dulany, Mitchell and Young.

The question was then taken upon the adoption of the fifth resolution and determined in the affirmative.

The hour having arrived at which both houses were to convene in the hall of this house by previous arrangement, for the purpose of comparing the votes for governor,

Ordered, That the clerk inform the senate that this house is ready to receive them for that purpose: immediately after which, Mr. Speaker and the gentlemen of the senate were announced and invited to walk in, when the object of meeting being stated from the chair, the two houses proceeded jointly to compare the votes for governor, when it appeared from the returns made to this general assembly, (the counties of Davidson, Franklin and Anderson having made no returns) that his excellency Joseph M'Minn had 33,524 and general Enoch Parsons 8079 votes.

Whereupon, the honorable the Speaker of the senate proclaimed Joseph M'Minn duly and constitutionally elected governor in and over the state of Tennessee for the two ensuing years.

When Mr. Speaker, and the gentlemen of the senate, withdrew.

On motion of mr. Anderson,

Resolved, That a joint committee be appointed to wait on his excellency the governor elect, and inform

him of his election, and ascertain at what time it will be convenient for him to attend for the purpose of being inaugurated.

Whereupon mr. Speaker, appointed messrs. Young, Anderson, Massengill and Mitchell, to be of the said committee on part of this house.

Ordered, That the clerk acquaint the senate therewith, and ask their concurrence.

In answer to which a message of concurrence was received from the senate by mr. Bradford their clerk, and naming mr. Williams and mr. Atkinson a committee on their part.

Received from the senate a message by mr. Bradford their clerk, informing that they had adopted the following resolution, and ask the concurrence of this house.

Resolved, That the senate meet the house of representatives, in the representatives hall on Saturday the 9th of October next at the hour of 12 o'clock for the purpose of electing a senator in Congress to fill the vacancy occasioned by the resignation of the hon. George W. Campbell.

With which resolution this house concurred; and,

Ordered, That the clerk, acquaint the senate therewith.

On motion of mr. Hill,

Ordered, That mr. Daugherty be discharged from the committee to revise the militia laws, and that mr. Kelly be added to the said committee.

Received from the senate a message by Mr. Bradford their clerk, informing that they had adopted the following resolution, and asking the concurrence of this house.

Resolved, That his Excellency the governor be and he is hereby requested, to lay before this general assembly any documents or letters official or otherwise which may be in his possession touching the extent to which the northern boundary of this state has been run by the commissioner or commissioners acting under the authority of the states of Virginia and North

[illegible]

Mr. Lea, from the committee appointed to wait on his excellency the governor elect, etc.

Reported, that the committee had performed the duty assigned them; and received for answer that his Excellency would attend the general assembly on Thursday the 28th inst. for the purpose of being inaugurated.

When on motion of mr. Anderson,

Ordered, That the same committee solicit the Rev. Robert Henderson, to attend and offer up a solemn prayer and thanksgiving upon said occasion. When,

The house resumed the consideration of the resolutions reported by mr. Grundy, from the committee to whom was referred so much of the governor's message as relates to lands, south and west of the Congressional reservation line, and the lands south and west of the Tennessee river, ceded by the Chickasaw Indians.

When, The question being put upon the adoption of the sixth resolution, and the yeas and nays, being required thereon, it was determined in the negative;—Yeas 11—Nays 26.

Those who voted in the affirmative are,

Messrs. Fentress, (Speaker) Cross, Grundy, Hill, Kendall, Locke, Martin, Prewitt, Taylor, Young and Yancey.

Those who voted in the negative are,

Messrs. Allen, Anderson, Blake, Bridgman, Brittain, Carriger, Conn, Cheatham, David, Daugherty, Delaney, Edwards, Gray, Hughes, Jetton, Kelly, Lawson, Massengill, M'Alister, Miller, Mitchell, Perkins, Tipton, Tilman, Tunnell & Williams(of Roane.)

The question was then severally and separately ta-

[illegible] and
[illegible] and determined in the affirmative.
[illegible] and concurrence thereof.

[illegible], October 30, 1819

The house met according to adjournment.

Mr. Grundy, introduced a bill to prevent the division of land warrants.

Which was put upon its first reading in this house, passed; and,

Ordered, That the said bill be sent to the senate.

Mr. Grundy submitted the following resolution, which was read and adopted:

Resolved, by the general assembly of the state of Tennessee, That the registers of the land offices of east and west Tennessee, ought not to divide or sub-divide land warrants or certificates of survey, until legislative provision be made on that subject.

Ordered, That the clerk acquaint the senate therewith, and ask their concurrence.

In answer to which a message of concurrence was received from the senate, by Mr. Bradford ther clerk. When,

On motion of Mr. Grundy,

Ordered, That the door keeper of this house forthwith cause certified copies of the said resolution to be delivered to the registers of East and West Tennessee.

Mr. Grundy presented a petition of Clement McDaniel, praying the passage of a law authorizing the scheme of a lottery for the disposal of his property.

Ordered, That the said petition be referred to the committee of propositions and grievances.

Mr. Mitchell introduced a bill to incorporate the turnpike companies therein mentioned. And,

Mr. Hill, a bill to authorize the county court of Claiborne, to lay a tax to build a jail for the use of said county.

Which bills were severally put upon their first reading in this house and passed

Ordered, That the said bills be sent to the senate.

The house resolved itself into a committee of the whole, on the preamble and resolutions submitted by Mr. Grundy, on the 21st instant, in relation to the banks of this state; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Tipton reported to the house, that the committee had made some progress therein, and directed him to ask leave to sit again.

Ordered, That the committee of the whole have leave to sit again upon the said resolutions.

Mr. Bridgman introduced a bill to authorize the county court of Bledsoe, to dispose of the court house, prison and public square, in the old town of Madison. And,

Mr. Jetton, a bill more effectually to provide for the security of the estates of deceased persons:

Which bills were severally put upon their first reading in this house and passed.

Ordered, That the said bills be sent to the senate.

On motion of Mr. Blake,

Resolved, That the committee of finance be instructed to enquire into the expediency of providing by law, for the issuance of Treasury notes, for the purposes of change, and to what amount and size of the notes, shall be issued.

The house again resolved itself into a committee of the whole, on the preamble and resolutions, submitted by Mr. Grundy on the 21st instant, in relation to the banks of this state; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Tipton reported an amendment in lieu of the first resolution, which was read, and is as follows:

Resolved, That the president and directors of the different banks in this state, and their branches respectively, lay before the general assembly now in session, at as early a day as convenient, a true statement of the condition of each bank, on oath of the president

and cashier; and that said statement specify the amount of capital stock paid in, the amount of debts due and owing to and from said institutions; the specie on hand; the amount of notes of other banks, in the possession of each bank; the amount of deposits; and carefully distinguish between such debts owing to said banks, as may, or may not have been well secured:—*Provided however*, that the names of debtors are not to be inserted in said statement.

Resolved, That a copy of the foregoing resolution be transmitted forthwith to the president and directors of the respective banks.

And the question on the adoption of the said resolution being taken, it was determined in the affirmative.

Ordered, That the clerk acquaint the senate therewith, and ask their concurrence.

In answer to which, a message of concurrence was received from the senate, by Mr. Bradford their clerk.

Mr. Tipton also reported, that he was instructed to ask leave for the committee of the whole to sit again, upon the residue of the said resolutions; and the question being put, Shall the committee have leave to sit again upon the residue of said resolutions? It was determined in the negative.

On motion of mr. Grundy,

Ordered, That the residue of the said resolutions lie on the table.

Mr. Bradford the clerk of the senate, delivered in at the speaker's table, a report of Mr. Douglass, from the committee of propositions and grievances:

On a petition of the guardians of the heirs of Thomas Ingram, deceased.

On a petition of sundry citizens of Giles and Davidson counties, praying for separate elections in said counties.

On a petition of Willie Barrow.

On a petition of the chain carriers, who run the boundary lines of the county of Jackson. And,

On a petition of William Parnell.

Which were read, and the resolutions therein con-

tained, were concurred in by the house, as follows, viz:

Resolved, That the prayer of the petitioners respectively, ought to be granted.

The clerk of the senate also delivered in at the speaker's table, a report of Mr. Douglass from the committee of propositions and grievances:

On a petition of Obediah Going.

Which was read, and the resolution therein contained, was concurred in by the house, as follows, viz:

Resolved, That the prayer of the petitioner ought not to be granted.

Mr. Miller submitted the following resolution which was read, and on motion of Mr. Bradford, ordered to lie on the table:

Resolved, That a joint committee of both houses be appointed to enquire into the necessity of providing by law, for the increased number of representatives in the Congress of the United States; that this state will be entitled to, between this and the first Thursday and Friday of August, 1821.

A bill to authorise the county court of Smith, to sell the North East corner of the public square in the town of Carthage.

A bill to authorise the County Court of Jackson county, to adjourn the courts of said county to the town of Gainsboro', and for other purposes:

A bill for the relief of Isaac Johnson, and for other purposes. And,

A bill to repeal the second section of an act passed 5th November, 1817, entitled, "an act appointing additional trustees to Quincy Adams Academy in Warren county, and for other purposes,"

Were severally put upon their third reading in this house, passed, and ordered to be sent to the senate.

A bill for the relief of Moses W. Carson.

A bill to fill vacancies in the Quorum court of the county of Davidson.

A bill to amend an act passed at Knoxville, the 16th of October, 1817, entitled "an act to amend the law for

the removing, and safe keeping prisoners in this state." And,

A bill to authorise the clerk of the county court of Sullivan, to build an office on part of the public square in the town of Blountsville.

Were severally put upon their second reading in this house and passed. And,

Ordered, To be sent to the senate.

A bill to enable creditors to recover debts at law upon lost bonds, notes and other instruments of writing for the payment of money, was taken up and ordered that Mr. Mitchell have leave to withdraw the said bill for amendment.

A bill to establish four additional elections in Franklin county, was taken up. And,

On motion of Mr. Grundy,

Ordered, to lie on the table.

Received from the senate, by two of their members, a bill for the relief of William Purnell,

A bill prescribing a more easy mode of taking the examination of *feme coverts*, when they wish to convey lands. And,

A bill to repeal so much of an act passed the 22d of April, 1809, as requires the seal of the court to be attached to the probate or acknowledgement of any deed of conveyance, power of attorney, bill of sale, mortgage, and deeds of trust,

Which bills were severally put upon their first reading in this house and passed. And,

Ordered, To be sent to the senate.

Received from the senate by two of their members,

A bill laying a tax on all shows, & actors of every description, which was taken up, and on motion of Mr. Mitchell,

Ordered, To lie on the table.

A bill to make legitimate Rufus Morgan Bennett, and Sally Bennett, was taken up, and, on motion of Mr. Anderson, ordered to lie on the table.

Mr. Perkins presented the returns of the tax lists of

the Circuit and County court clerks, of the county of Warren, for the years 1817, and 1818.

Ordered, That the said returns be referred to the committee of Finance.

The house resumed the consideration of the third resolution submitted by Mr. Grundy, on the 21st inst. in relation to the banks of this state, and the question being taken on the adoption of the said resolution, it was determined in the affirmative.

A motion was then made by Mr. Grundy to refer the said resolution, to a select committee on part of this house with instructions to report by bill, and the question thereon being taken, it was determined in the affirmative.

Whereupon, Mr. Speaker appointed Mesers. Grundy, Anderson, David, and Cross, to be of the said committee.

Mr. Bradford, the clerk of the senate, delivered in at the speakers table,

A petition of sundry citizens of Greene county, praying additional compensation to sheriffs and constables.

Also, a petition of sundry citizens, within the limits of the Chickasaw purchase, praying for preference rights.

Ordered, that the said petitions be referred to the committee of propositions and grievances

Also, a petition of the trustees of Greeneville college, praying a donation of land for the benefit of said institution.

Ordered, That the said petition lie upon the table.

The house adjourned until to-morrow morning nine o'clock.

THURSDAY, *September* 30, 1819.

The house met according to adjournment.

Mr. Grundy from the committee to whom was referred, the 3d resolution by him submitted on the 21st inst. in relation to the banks of this stat

Reported a bill to prohibit the banks in this state, and their branches from receiving certain notes for collection.

Which was put upon its first reading in this hous passed. And,

Ordered, To be sent to the senate.

Mr. Mitchell, who had withdrawn for amendment, a bill to enable creditors to recover debts at law, upon lost bonds, notes and other instruments of writing, for the payment of money, returned the same with a proposed amendment, and the question on the adoption thereof being taken, it was determined in the affirmative. And,

Ordered, That the title of said bill as amended be, a bill to enable creditors to sue at law upon bonds, promissory notes, and other instruments of writing, for the payment of money, or other valuable property.

Ordered, That Mr. Anderson have leave to withdraw the said bill for further amendment.

Mr. Miller introduced a bill to authorise a deed from Richard Dobbs Spaight, to Wilson Blount, to be registered. And,

Mr. Daugherty, a bill for the benefit of the heirs of Thomas Ingram deceased ;

Which bills were severally put upon their first reading in this house, passed. And,

Ordered, to be sent to the senate.

On motion of Mr. Grundy,

The house took up the report of the joint committee, to whom was referred so much of the Governor's message, as relates to lands south and west of the Congressional reservation line; and south and west of the Tennessee river, ceded by the Chickasaw Indians. And,

Ordered, That the said report be re-committed to the same committee, with instructions to report by bill.

Mr. Williams of Davidson, presented a petition of Alexander Brown, of the state of Mississippi, praying the passage of a law, authorising him to surrender certain grants, founded upon military warrants, which

were laid upon la d to which the Indian title was not extinguished; and to draw duplicate warrants thereon.

Ordered, That the said petition be referred to the committee on land claims.

Mr. David, introduced a bill to amend an act passed at Nashville, the 13th of November, 1813, entitled, "an act to provide for the payment of the state and county tax," which was read. And,

On motion of Mr. Grundy,

Ordered, That the said bill lie upon the table.

The hour having arrived at which both houses were to convene in the hall of this house, by previous arrangement, for the inauguration of his excellency, the Governor elect.

Ordered, That the clerk inform the senate, that this house is ready to receive them for that purpose; immediately after which Mr. Speaker, and the gentlemen of the senate, were announced and invited to walk in.

When his excellency the Governor elect and suite, were conducted within the bar of the hall of this house, by the committee appointed to wait on him for that purpose, and the appropriate oath of office, was administered to him in presence of both houses of the general assembly, by Henry Trott esq. an acting justice of the peace, for the county of Rutherford, and a prayer of thanksgiving offered up by the Rev. Robert Henderson; after which his excellency and suite withdrew. Whereupon,

On motion of Mr. Grundy,

Resolved, That the thanks of this General Assembly be, and are hereby presented to the Reverend Robert Henderson, for his polite attendance upon the General Assembly on this day.

Ordered, That the same committee who waited on his excellency the governor elect, deliver a certified copy of the foregoing resolution, to the reverend Robert Henderson.

When Mr. Speaker and the gentlemen of the senate withdrew.

Whereupon, a bill to prevent the division of land warrants, was taken up, put upon its second reading in this house, passed, and

Ordered to be sent to the senate.

The house adjourned until to-morrow morning 9 o'clock.

FRIDAY, October 1, 1819.

The house met according to adjournment.

Mr. Brittain introduced a bill to incorporate the inhabitants of the town of Shelbyville, in the county of Bedford;

Which was put upon its first reading in this house, passed and ordered to be sent to the senate.

Mr. Anderson who had leave to withdraw for amendment, a bill to enable creditors to sue at law upon lost bonds, promissory notes and other instruments of writing for the payment of money or other valuable property, returned the same with a proposed amendment, which was adopted. When,

On motion of Mr. Mitchell,

Ordered, That the said bill be committed to a select committee, with instructions to revise the said bill, and report thereon.

Whereupon, Mr. Speaker appointed Messrs. Williams, of Davidson, Mitchell and Anderson, to be of the said committee.

On motion of Mr. Prewitt,

Ordered, That the petition of the citizens of Hickman county, be referred to the committee of propositions and grievances.

A bill to prevent the division of land warrants, was taken up, amended, on motion of Mr. Young, put upon its third reading in this house, passed, and ordered to be sent to the senate.

Mr. Bradford, clerk of the senate, delivered in at the speaker's table the following resolution, adopted by the senate, and to which he asked the concurrence of this house:

Resolved, That a select committee be appointed to enquire if any, and what amendments are necessary to the laws now in force concerning divorces.

With which resolution this house concurred.

Whereupon, Mr. Speaker appointed Messrs. Williams, of Davidson, David, Young and Prewitt, to be of the said committee on part of this house.

Ordered, That the clerk acquaint the senate therewith.

A bill from the senate for the relief of idiots; and,

A bill to establish a town by the name of Looneyville, in the county of Lincoln;

Were severally put upon their first reading in this house, passed and ordered to be sent to the senate.

On motion of Mr. Perkins,

Ordered, That mr. Taylor be added to the committee on navigation.

A bill from the senate, to authorize the county court of Washington, to lay a tax for the purpose of building a court house, prison and stocks in the town of Jonesborough, was taken up, and

Ordered, That Mr. Allen have leave to withdraw the said bill for amendment.

Mr. Anderson presented the returns of the tax lists for the years 1817 and 18, and justices of the peace, and captains companies, of the clerk of the County court of Rutherford county.

Ordered, That the said returns be referred to the committees, having those subjects under consideration.

Mr. Bradford, the clerk of the senate delivered in at the speakers table, the following resolution adopted by the senate, and to which he asked the concurrence of this house.

Resolved, That the senate meet the house of Representatives, in the representatives hall, on Monday the 4th instant, at 12 o'clock, for the purpose of electing a treasurer of East Tennessee, for the ensuing two years.

With which resolution this house concurred.

Ordered, That the clerk acquaint the senate therewith.

On motion of Mr. Miller,

Ordered, That Mr. Brittain have leave of absence until Monday next;

On motion of Mr. Williams, of Davidson,

Ordered, That Mr. Edwards have leave of absence until Monday next.

Mr. Blake, presented a petition of sundry citizens of Lincoln county, praying for a separate election.

Ordered, That the said petition be referred to the committee of propositions and grievances.

A bill to authorise the county court of Bledsoe to sell or dispose of the court house, prison and public square in old Madison.

A bill to authorize the county court of Claiborne to lay a tax to build a jail for the use of said county.

A bill more effectually to provide for the security of the estate of deceased persons; and,

A bill to repeal so much of an act, passed the 22nd, of April 1809 as requires the seal of the court to be attached to the probate or acknowledgement of any deed of conveyance power of attorney, bill of sale, mortgage and deeds of trust.

Were severally put upon their second reading in this house passed; and,

Ordered, To be sent to the senate.

A bill to authorize the clerks of the county and circuit courts of Sullivan county to build offices on part of the public square in the town of Blountsville; and,

A bill to amend an act passed at Knoxville the 16th of October 1817 entitled an act to amend the law for the removing and safe keeping prisoners in this state.

Were severally put upon their third reading in this house, passed; and,

Ordered, To be sent to the senate.

A bill prescribing a more easy mode of taking the examination of [illegible] records, when they wish to convey lands; was taken up, read, and the question being put

shall the said bill pass its second reading in this house; it was determined in the negative.

On motion of Mr. Anderson,

A bill to make legitimate Rufus Morgan Bennett and Sally Bennett, was taken up, amended and on motion of Mr. Mitchell, put upon its second reading in this house passed; and,

Ordered, To be sent to the senate.

A bill for the relief of William Purnell, was taken up, and on motion of Mr. Anderson,

Ordered, To lie on the table.

A bill to fill the vacancies in the quorum court of the county of Davidson, was taken up, amended on motion of Mr. Williams of Davidson, put upon its third reading in this house and passed.

Ordered, That the title of said bill, as amended be "a bill to fill vacancies in the quorum courts of the counties of Davidson and Smith"; and,

Ordered, That the said bill be sent to the senate.

Mr. Bradford, the clerk of the senate delivered in at the speakers table the following report of mr. Keith, from the committee of finance, in which this house concurred.

The committee of finance in settling with Matthew Nelson, Treasurer of East Tennessee, beg leave to report that on examining the revenue for the years 1817 and 1818, after deducting clerks, sheriffs and treasurers commissions, they find him chargeable with the sum of sixty-five thousand nine hundred and eighty-five dollars thirteen and a half cents including all judgments in his hands against delinquent clerks and sheriffs at last settlement, 208. dollars 26 3-4 cents received of David Nelson on account of tables, chairs stoves and other articles sold agreeable to a resolution of the general assembly; $5408 47 1-2 cents received for occupant land, south of French broad and Holston on account of principal, for the use of the state, $3650 interest arising on State Bank Stock.

Also including $27864 49 1-2 cents remaining in the treasury at last settlement, making in the whole with

which he is chargeable the sum of $65,985 13 1-2 cents.

The said treasurer has paid, taken up and produced to your committee, warrants, drafts etc. chargeable on the public revenue, amounting to $38,777 67 1-4

Also the receipt of Thomas Crutcher treasurer of West Tennessee for $27,207 46 1-4

65,985 13 1-2

Your committee further report that there is in the hands of the Treasurer the following judgments uncollected (to wit.)

A judgment against William Garrett clerk of Cocke county, for $108 78

A judgment against the sheriff of Carter county, Andrew Taylor for $244 74

A judgment against Alexander Coulter sheriff of Marion county for $19 031-2

Your committee further find and report that they find said treasurer chargeable with the following sums received for the use of colleges and academies including principal and interest, and on account of interest received on account of occupant land.

To this sum received on account of money heretofore loaned by commissioners appointed to loan college and academy money and reported to said treasurer by Thomas Emmerson, $11,978 69

To this sum received of capt. John Crozier 289 74

To this sum as appears on the Journals of 1815 712 34 1-2

To this sum as appears on the Journals of 1817 703 70 1-4

To this sum received from last settlement to the first day of September 1819 on account of colleges and academies, 14,703 70 1-4

To this sum interest on occupant land	3,113 74 1-2
To this sum received interest on bonds	389 07
Making in the whole the sum of	$31,890 30 3-4
The said treasurer has produced to your committee, receipts and vouchers from which it appears that he has paid out and appropriated agreeable to law, the sum of twenty-six thousand fifty-seven dollars and fifty-nine cents,	26,057 59 1-2
Balance,	$5,832 71 1-4

This sum of five thousand eight hundred thirty-two dollars, and seventy-one and one fourth cents, is the whole amount of balance now in the hands of said treasurer, of all the money by him received on account of land South of French Broad and Holston up to the 1st day of September 1819.

CHARLES F. KEITH, Chairman.

A bill from the senate, to amend the laws now in force concerning bastardy; was taken up, put upon its first reading in this house, and the question being put shall the said bill pass? it was determined in the negative; and so the said bill was rejected.

The house adjourned until to-morrow morning 9 o'clock.

SATURDAY, October 2, 1819.

The house met according to adjournment.

Mr. Williams, (of Davidson) from the select committee to whom was committed, a bill to enable creditors to sue at law upon lost bonds, promissory notes and other instruments of writing for the payment of money or other valuable property, reported amendments to the same which the house adopted; and

Ordered, That the title of said bill as amended be a bill to authorise persons to commence and prosecute

suits at law upon any lost bond obligation or other instruments ofwriting therein mentioned; when

Mr. Miller, made a motion, to strike out of said bill the words fraudulently obtained, which motion the house rejected; and

Ordered, That the said bill lie upon the table.

Mr. Cheatham, presented two petitions of sundry citizens of Robertson, Montgomery, Christian and Logan counties; praying that the navigation of Red river may not be obstructed.

Ordered, That the said petitions be referred to the committee on navigation.

Mr. Dalany, introduced a bill to authorise the mayor and aldermen of the town of Blountsville to lay a tax on the property of non-residents and for other purposes.

Mr. Allen, returned a bill to authorise the county court of Washington to lay a tax, for the purpose of building a court-house, prison and stocks in the town of Jonesborough, with proposed amendments, which the house adopted; the said bill was then further amended on motion of Mr. Lawson; and together with the preceding bill put upon their first reading in this house passed; and

Ordered, To be sent to the senate.

A bill to incorporate the turnpike companies therein mentioned, was taken up, amended, on motion of Mr. David,

Was put upon its second reading in this house, passed, and

Ordered, To be sent to the senate.

A bill for the relief of William Parnell, was taken up, amended on motion of Mr. Anderson put upon its second reading in this house, passed, and

Ordered to be sent to the senate.

Mr. [illegible], the clerk of the senate, delivered in at the [illegible]

A petition of Hugh Mooney, and a petition of Norfleet [illegible], severally praying for divorces.

Ordered, That the said petitions be referred to the

committee having the law upon divorces under consideration.

Also a petition of Sperling Bowman, praying the repeal of an act passed Nov. 30, 1807, "entitled an act to encourage the building of iron works in this state."

Also a petition of sundry citizens of Sumner county, praying a precinct election, in said county.

Ordered, That the said petitions be referred to the committee of propositions and grievances.

Also a petition of Samuel M'Craw, praying the passage of a law authorising him to draw a duplicate warrant on grant No. 660.

Also a petition of Robert Burton and others, praying the passage of a law, authorising them to obtain a grant for 5000 acres of land, on account of interfering claims, and not compel them to draw a warrant and cast lots for right of entry.

Ordered, That the said petitions be referred to the committee on land claims.

The house adjourned until to-morrow morning 9 o'clock.

MONDAY, October 4, 1819.

The house met according to adjournment.

On motion of Mr. Bradford,

Resolved, That the senate meet the house of Representatives at 12 o'clock this day in the representatives hall, for the purpose of electing a secretary of state for this state.

Ordered, That the clerk acquaint the senate therewith and ask their concurrence.

In answer to which a message of concurrence was received from the senate by mr. Bradford their clerk.

On motion of Mr. M'Alister,

Resolved, That a select committee be appointed to examine the laws upon the trial of slaves in this state, with instructions to report by bill or otherwise, whereupon Mr. Speaker appointed Messrs. M'Alister,

Hughes, Kindall and Jetton, to be of the said committee.

On motion of Mr. Brittain,

Resolved, That a select committee be appointed to enquire if any, and what amendments are necessary in the law authorising patrols, with instructions to report by bill or otherwise.

Whereupon Mr. Speaker appointed Messrs. Brittain, Cross, Hill, Kelly, Martin and Tunnell, to be of the said committee.

A message from his excellency the governor, which was delivered in at the speakers table on the 24th ult. by Mr. Bradford the clerk of the senate, was

On motion of Mr. Grundy taken up, read and is as follows.

Fellow-Citizens of the Senate
and of the House of Representatives

I lay before your honorable body a report from general Jackson, on the subject of the Chickasaw treaty, accompanied by sundry documents.

Also the report of John Overton and Robert Weakly, esqrs. two of the commissioners on the part of the United States, for extinguishing the Chickasaw claims to a reservation of four miles square, including the salt spring on Sandy river, with sundry other documents, which are also accompanied by a letter of the honorable John Williams, covering a resolution on the same subject.

I also transmit the documents referred to in my communication of the 20th inst. relative to the correspondence between the governor of Kentucky and myself, on the subject of the boundary line between this state and the state of Kentucky; accompanied with those, you will also receive the resignation of Jacob Tipton, esq. register of east Tennessee.

JOSEPH M'MINN.

Executive office, 23d Sept. 1819.

Accompanying the said message was a proposition from the senate, to refer so much thereof as relates to

the reservation of four miles square, including a salt lick on Sandy river, in the late treaty between the United States and the Chickasaw Indians, to a select joint committee of both houses, with instructions to report by bill or otherwise; with which proposition this house concurred, whereupon Mr. Speaker appointed Messrs. Taylor, Daugherty, Massengill, Gray, Tipton, Tilman, Yancy and Williams, (of Roane,) to be of the said committee on part of this house.

Ordered, That the clerk acquaint the senate therewith.

On motion of Mr. Grundy,

Resolved, That the said message and accompanying documents be made public, except the correspondence between the commissioners, the Chickasaw agent and the secretary at War, respecting the contemplated treaty.

Ordered, That the clerk acquaint the senate therewith and ask their concurrence.

When on motion of Mr. Grundy,

Resolved, That so much of the said message as relates to the conduct of the commissioners who entered into the late treaty with the Chickasaw Indians, be referred to the committee heretofore appointed to enquire and report upon the conduct of maj. gen. Andrew Jackson.

Ordered, That so much of said message as relates to the boundary line between this state and the state of Kentucky, together with the documents accompanying the same, be referred to the committee having that subject under consideration.

Mr. Williams, (of Davidson,) presented a petition of Mrs. Martha A. R. Jones, (of the county of Davidson,) praying that the bonds of matrimony existing between her and Alexander W. Jones, may be dissolved.

Ordered, That the said petition be referred to the committee of propositions and grievances.

Mr. Grundy presented a petition of William B. Lewis, praying a duplicate warrant for 640 acres of land

which the commissioner of land claims heretofore pronounced invalid for the want of certain testimony, which the petitioner avers he can now satisfactorily explain.

Ordered, that the said petition be referred to the committee on land claims.

The hour having arrived at which both houses were to convene in the hall of this house by previous arrangement for the purpose of electing a treasurer of east Tennessee, and a secretary of state, of this state.

Ordered, That the clerk inform the senate that this house is ready to receive them for that purpose immediately after which, Mr. Speaker and the gentlemen of the senate were announced and invited to walk in, when the object of meeting being announced from the chair, the two houses proceeded jointly, first to the election of a treasurer for east Tennessee, Matthew Nelson, esq. in nomination, and on collecting and counting out the ballots, it appeared that Matthew Nelson had 52, being the whole number given.

Whereupon the honorable, the speaker of the senate proclaimed the said Matthew Nelson duly and constitutionally elected treasurer for east Tennessee, for the ensuing two years.

The two houses proceeded next to the election of a secretary of state, the honorable Daniel Graham in nomination, and on collecting and counting out the ballots, it appeared that Daniel Graham had 52, being the whole number given.

Whereupon the honorable, the Speaker of the senate, proclaimed the said Daniel Graham duly and constitutionally elected secretary of state, of this state, for the ensuing four years.

When Mr. Speaker and the gentlemen of the senate withdrew.

A bill to prohibit the banks in this state and their branches from receiving certain notes for collection, and a bill authorising a deed from Richard Bibbs Spaight, to Wilson Pl[illegible] to be registered, [illegible]

erally put upon their second reading in this house, passed, and

Ordered to be sent to the senate.

A bill for the benefit of the heirs of Thomas Ingram deceased, was taken up, and on motion of Mr. Kindall,

Ordered, to lie on the table.

A bill from the senate, making it the duty of all solicitors, states attorneys and attorneys general, when they prefer any bill of indictment to any grand jury, to have a prosecutor marked.

A bill to amend the laws now in force in this state, directing the sale of lands under execution. And

A bill to prevent trading with slaves.

Were severally put upon their first reading in this house and passed. And,

Ordered, to be sent to the senate.

A bill to incorporate the inhabitants of the town of Shelbyville in the county of Bedford.

Was put upon its second reading in this house and passed.

A bill for the relief of Moses W. Carson

Was put upon its third reading in this house and passed.

Ordered, That the said bills be sent to the senate.

A bill from the senate, for the regulation of sheriffs, was taken up; and

Ordered, That mr. Bradford have leave to withdraw the said bill for amendment.

Mr. Allen, introduced a bill to enforce the payment of money due from the citizens residing south of French Broad and Holston, and between the rivers Big Pigeon and Tennessee, which was read; and

Ordered, That Mr. Grundy have leave to withdraw the said bill for further amendment.

Mr. Bradford, the clerk of the senate, delivered in at the speakers table a petition of Isaac M'Camron; praying a duplicate warrant for 357 acres of land, as the original grant for military services, and by mistake of the surveyor, located within the limits of Kentucky.

Mr. Daugherty, presented a petition of James Perry; praying a duplicate warrant for 10,000 acres of land, granted originally by the state of North Carolina to Abner Neel of Baltimore, and which has been lost by a conflicting claim.

Ordered, That the said petitions be referred to the committee on land claims.

Engrossed bills of the following titles, viz.

An act, for the relief of Isaac Johnson and for other purposes.

An act, to authorise the county court of Smith to sell the north east corner of the public square in the town of Carthage.

An act, authorising the county court of Jackson county to adjourn the courts of said county to the town of Gainsborough, and for other purposes.

An act, to provide for natural born children.

An act, to repeal the 2d section of an act passed the 5th of November 1817 entitled "an act appointing additional trustees to Quincy Adams Academy and for other purposes." And

An act to prevent the division of land warrants.

Were severally signed by the speakers of both houses of the general assembly; and

Ordered, That the titles be as aforesaid, and that the clerk deposite the said bills in the office of the secretary of state.

The house adjourned until to-morrow morning 9 o'clock.

TUESDAY, October 5, 1819.

The house met according to adjournment.

Mr. Hill, presented a petition of Benjamin Tompkins of Russell county Virginia; praying improvements in the navigation of Clinch river.

Ordered, That the said petition be referred to the committee on navigation.

Mr. Massengill, introduced a bill to regulate justices of the peace in particular cases.

Which was put upon its first reading in this house and passed.

Mr. Grundy, returned a bill to enforce the payment of money due from the citizens south of French Broad and Holston and residing between the rivers Big Pigeon and Tennessee.

And moved to amend the said bill by inserting in the 6th line of the first section, after the word Tennessee, the words until after the next stated session of the general assembly; and the question thereon being taken it was determined in the negative.

Mr. Grundy, further moved to amend the said bill by inserting in the 5th line of the 2d section, after the word Tennessee the words 'at his office in Knoxville,' and the question thereon being taken it was determined in the affirmative.

Mr. Grundy further moved to amend the said bill by inserting in the 3rd line of the 3rd section, after the word shall, the words "have failed or shall hereafter fail," and the question thereon being taken, it was determined in the affirmative.

Whereupon mr. Grundy, moved to strike out the 7th section of said bill; as follows (viz.)

Be it enacted, That from and after the 1st day of November 1820 and forever thereafter, it shall be the duty of the treasurer aforesaid in the two succeeding years faithfully to collect the interest due for the two years preceding, in the same manner that the collection of the interest provided for by this act. for the years 1818 and 1819. And on the question will the house strike out the said section, the yeas and nays being required, it was determined in the affirmative.

Yeas 21.—Nays 16.

Those who voted in the affirmative are,

Messrs. Fentress (Speaker) Blake, Conn, Cheatham, Cross, Edwards, Gray, Grundy, Hughes, Jetton, Kelly, Kindall, Locke, Martin, M'Alister, Perkins, Prewitt, Taylor, Tilman, Williams (of Davidson) and Yancy.

Those who voted in the negative are,

Messrs. Allen, Bradford, Bridgman, Brittain, Carriger, Clack, David, Daugherty, Hill, Lawson, Massengill, Miller, Tipton Tunnell, Williams (of Roane) and Young.

Ordered, That the title of said bill as amended be, a bill to provide for the payment of the interest, on monies due from the citizens residing south of French Broad and Holston, and between the rivers Big Pigeon and Tennessee, and for other purposes; when

The said bill was put upon its first reading in this house and passed.

Mr. Miller, introduced a bill the better to secure debts due by the banks of this state to individuals.

Mr. M'Alister, a bill requiring the resignation of magistrates in certain cases.

Mr. Young, a bill to repeal the 5th section of an act entitled 'an act more effectually to suppress the vice of gaming passed at Knoxville the 10th day of Nov. 1817. And,

Mr. Williams (of Davidson) a bill to amend the 10th, section of an act passed in the year 1741, entitled "an act for the better observation of the lords day, commonly called Sunday, and for the more effectual suppression of vice and immorality.

Which was put upon its first reading in this house and passed.

Ordered, That the said bills be sent to the senate.

On motion of Mr. David,

Resolved, That the committee on the Cherokee lands between the rivers Highwassee and Tennessee, be instructed to take into consideration the lands lately acquired of the Cherokee Indians, on the north side of the Tennessee river also. And that mr. Miller and mr. Young be added to said committee.

Ordered, That the clerk acquaint the senate therewith, and ask their concurrence.

In answer to which a message of concurrence was received from the senate by mr. Bradford their clerk, and stating that they had added Mr. Maury to the said committee.

Mr. Brittain, presented a petition of Mrs. Mary Davis; praying that the bonds of matrimony existing between her and Jesse Davis may be dissolved.

Mr. Grundy, presented a petition of sundry citizens of Davidson county; praying that a fine of five hundred dollars, assessed by a jury against Benjamin P. Parsons, for the commission of an assault and battery upon the body of a certain William Rutherford; may be appropriated to the use and benefit of the said William Rutherford.

Mr. Clack, presented a petition of John M'Clish a descendant from the Chickasaw nation of Indians; praying for the rights of citizenship.

Ordered, That the said petitions be referred to the committee of propositions and grievances.

On motion of Mr. Grundy,

The house took up the 5th resolution by him submitted on the 21st ult. in relation to the banks of this state. And the question on the adoption thereof being taken, it was determined in the affirmative.

Ordered, That the said resolution be referred to a select committee, with instructions to report by bill.

Whereupon mr. Speaker, appointed, messrs. Grundy, Williams, (of Davidson) Prewitt and David to be of the said committee.

Mr. Bradford, returned a bill for the regulation of sheriffs, with a proposed amendment which was adopted. The said bill was then put upon its first reading in this house, and the question being put shall the bill pass it was determined in the negative.

And so the said bill was rejected.

Mr. Perkins, introduced a bill for the better securing creditors.

Mr. Gray, introduced a bill to enlarge the town of Winchester. And,

Mr. Williams (of Davidson) a bill for the relief of honest debtors so far as regards their exemption from imprisonment.

Which bills were severally put upon their first reading in this house and passed.

A bill to authorize the mayor and aldermen of the town of Blountsville, to lay a tax on the property of non-residents, and for other purposes. And,

A bill for the better establishment of Wayne county.

Were severally put upon their second reading in this house, and passed.

A bill to incorporate the inhabitants of the town of Shelbyville in the county of Bedford.

Was put upon its third reading in this house and passed.

Ordered, That the said bills be sent to the senate.

A bill from the senate for the relief of Willie Barrow.

Was put upon its first reading in this house passed, and,

Ordered, To be sent to the senate.

A bill for the relief of William Purnell, was taken up—and,

Ordered, That Mr. Clack have leave to withdraw the said bill for amendment.

The house adjourned till to-morrow morning 9 o'clock.

WEDNESDAY, *October* 6, 1819.

The house met according to adjournment.

Mr. Grundy, presented a report of the state & condition of the Nashville Bank and a report of the state and condition of the Farmers and Mechanics Bank of Nashville, upon oath of the president and cashier of the respective banks in conformity with a resolution of the general assembly of the 29th ult. And.

On motion of mr. Grundy,

Ordered, That the said reports be referred to a select committee with instructions to report thereon.

Whereupon mr. Speaker appointed messrs. Grundy, Young, David and Prewitt to be of the said committee on part of this house.

Ordered, That the clerk acquaint the senate therewith and ask their concurrence.

In answer to which a message of concurrence was received from the senate by mr. Bradford their clerk, and naming messrs. Keith and Maury on their part.

Mr. Tunnell, introduced a bill to repeal an act entitled "an act to amend the laws of this state for the regulation of the county courts" passed at Knoxville 25th October, 1817.

Which was put upon its first reading in this house passed, and

Ordered, To be sent to the senate.

On motion of Mr. Grundy,

Resolved, That the senate meet the house of representatives in the representatives hall on Saturday the 9th inst. for the purpose of electing a solicitor general of the 7th district.

Ordered, That the clerk acquaint the senate therewith and ask their concurrence.

In answer to which a message of concurrence was received from the senate by mr. Bradford their clerk.

The honorable Mr. Graham, Secretary of state delivered in at the speaker's table a message in writing from his excellency the Governor, and withdrew.

Which message was read, and is as follows.

Fellow-Citizens of the Senate,
and House of Representatives.

In obedience to your resolution of the 23d ult. I do myself the honor to lay before you the report of maj. John Brown who was appointed under authority of an act of the general assembly to examine the books belonging to the offices of the different principal surveyors &c. as you have already been advised.—From this report it appears that in the 1st 2d and 3d surveyors districts there have been made 38,415 entries an aggregate amount of 2,138,267 acres of land warrants have been applied. You will also receive the joint report of major Brown and the hon. Robert Weakly, who have examined the offices of the commissioner of West Tennessee. They ascertained

that 2,416,959 acres of warrants have been adjudged valid from which deducting the 2,138,267 acres entered in the different surveyors offices there appears to be a balance of 278,692 acres which have been adjudged valid by the westren board and are still unappropriated by entry.

You will also receive in pursuance of your resolution the aggregate amount of acres granted by the state of Tennessee as recorded in the department of state.—The whole number of grants appears to be 18,276 in which 2,079,169 acres of warrants have been satisfied.

I regret that it is not within my power to give you the information asked for, in relation to the quantity of acres entered in the different surveyors offices on which grants have not been issued. The nearest approach that can be made to answer that enquiry will be found in comparing the quantity of acres entered with the quantity granted, from the evidence here laid before you.

You further ask me to exhibit the probable qnantity of vacant land lying north and east of the Congressional reservation, exclusive of the land south of the Tennessee, and north of Highwassee river. To this I am not abl t give an answer which will be in any reasonable degree, conclusive to my own mind, but I would suppose from the small quantity contained in each grant for the last 12 months, that there is very little fit for cultivation in the district referred to.

I further do myself the honor to forward to you all the information I could obtain, or have in my possession as requested in your resolution of the 28th Sept. relative to the extent to which the northern boundary of this state, has been run by the commissioners of the states of Virginia and North Carolina, and will obtain if possible the information asked for from the executives of those states as early as practicable. I will however suggest for your consideration the propriety of permitting that subject to rest for the present and until a proposition be made by the state of Kentucky at whose instance the correspondence re-

lative to the adjustment of boundary was broken off. To shew the propriety of this measure I beg leave to refer you to what I am come within my own knowledge as to the situation of the citizens of both states, who live immediately in the neighborhood of Walker's line.

They seem to be perfectly satisfied with that boundary and would be opposed to any alteration that would be made; at least such was the language of all with whom I conversed whilst I was exploring the line in the summer of 1817. They further informed me that the civil officers and citizens, of the respective states were so perfectly acquainted with the line that no difficulty had ever occurred in the execution of the law from that cause; and I hope it will always be remembered that there is no proper alternative left for the two states, if they consult the interest of their citizens, but to establish Walker's line as far as the Eastern bank of the Tennessee river.

I submit for your consideration the propriety of employing some mathamatici n of known skill who is not a citizen of this state to ascertain the latitude of 36 degrees 30 minutes on the western bank of the Tennessee river, after obtaining this information there could be no further cause of uncertainty and speculative conjecture. If the line recently run by the state of Kentucky between the rivers Tennessee and Mississippi should be in the latitude called for by the charter of this state it must and ought in justice to stand, but if the contrary should be the fact you will have the subject in such a situation as shall enable the state of Tennessee to demand such alteration on the part of Kentucky as will comport with strict justice to both states. You will also receive the following documents in addition to those already referred to to wit:

A copy of a letter from Gen. Jackson and governor Shelby to the secretary of war, and a copy of a letter from general Jackson to governor Shelby on the subject of the Chickasaw treaty; also the report of James

and William Park contractors for carrying the United States mail stage from Knoxville to Sparta.

And the resignation of Jacob Miller esq. one of the managers of the navigation company. Also the report of the commissioners appointed to run and mark the boundary between this state and the state of Georgia. With copies of sundry letters which have passed between the governor of Georgia and myself on the subject of carrying the object of both states into effect.

No report has been received from colonel Ramsey who was appointed to examine the books of the principal surveyors of the 4, 5 and 6th districts. The cause of this delay is entirely unknown to me, but I have the fullest confidence that his report will arrive in time to afford the legislature an opportunity of profiting by the facts which it may exhibit. I transmit a letter written by Willie Blount esq. in answer to one which I had addressed him requesting that he would be good enough to give such information for the use of the legislature as he might possess touching the northern boundary of the state. You will also receive a report from the department of state, relative to the amount of lands which have been granted by Tennessee in conformity with your joint resolution and a copy of my instructions to the commissioners appointed to examine the books of the principal surveyors offices. I also transmit a copy of the proclamation published by myself on the 14th March 1818, on the subject of the Cherokee lands, north of the Tennessee river, as promised in my communication of the 20th ult. together with the resignation of Thomas Washington esq. solicitor of the 7th district.

Should your honorable body approve of the line as run between Georgia and this state, it will doubtless appear necessary that it should receive the sanction of a law, as the most authentic and permanent evidence it can obtain.

And I submit whether the documents connected with that particular transaction ought not to be entered on your journals, in preference of filing them in the de-

partment of state, where, from the frequent removals of the officers of government they would be more liable to be lost, than if they formed a part of the journals, where recourse can be had at the most remote period should any future occurrence rendered a review of the subject necessary—as land marks have been from the earliest ages of the world, one of the most fruitful sources of litigation and strife. We cannot be too circumspect in guarding the rights of posterity against every assault, respectfully submitted.

JOS. M'MINN.

Murfreesborough, Oct. 6th 1819.

Ordered, That so much of said message and accompanying documents as relates to the report of major John Brown and colonel Robert Weakly—be referred to the committee on the Cherokee lands.

And that so much of said message with the letter of Willie Blount esq. as relates to the boundary line between this state and Kentucky, be referred to the committee on the boundary line between this state and the state of Kentucky. And,

That so much of said message with the report of James & William Park as relates to Turnpike roads, be refered to the committee on public roads. And,

That so much of said message as relates to granted lands together with the report of the secretary of state, upon that subject, be referred to the committee on the Cherokee lands. When,

On motion of mr. Mitchell,

Resolved, That so much of said message as relates to the line between this state and the state of Georgia, be referred to a select committee of both houses; with instructions to report by bill. Whereupon mr. Speaker, appointed messrs. Mitchell, Bridgman, Daugherty and Williams (of Roane) to be of the said committee on part of this house.

Ordered, That the clerk acquaint the senate therewith and ask their concurrence.

In answer to which a message of concurrence was

received from the senate by mr. Bradford their clerk and naming mr. Huntsman and mr. Atkinson on their part.

On motion of mr. Daugherty,

A bill for the benefit of the heirs of Thomas Ingram deceased, was taken up, put upon its second reading in this house passed; and

Ordered, To be sent to the senate.

Mr. Bradford, the clerk of the senate delivered in at the speake's table.

A petition of Henry Rutherford and Oliver Crenshaw; praying the passage of a law authorizing the said Oliver Crenshaw to take one hundred and twelve acres of land, lying in Williamson county, in lieu of a dower right in several other small tracts of land to which his wife is entitledby law.

Also—The petition of Benjamin Ingram, guardian of the heirs of Jesse Westmoreland deceased, praying the liberty of removing certain negroes belonging to the said heirs to the state of Alabama, for the benefit of said heirs, which was referred to the committee of propositions and grievances.

Also a petition of Peter Wood; praying a charter for a turnpike road, from Winchester in Franklin county, across the Cumberland mountain to the mouth of Crow creek on Tennessee river.

Ordered, That the said petition be referred to the committee on public roads.

Also several petitions of citizens of Robertson and Montgomery counties; praying that the general assembly may not by any legislative act prohibit any citizen or citizens of said counties, from erecting mills upon Red river.

Ordered, That the said petitions be referred to the committee on navigation.

The house adjourned until to-morrow morning nine o'clock.

THURSDAY, October 7, 1819.

The house met according to adjournment.

Mr. Bradford, the clerk of the senate delivered in

at the speaker's table a message in writing from his excellency the governor, and withdrew.

Which message was read, and is as follows.

Fellow-Citizens of the Senate
and of the House of Representatives

In obedience to the promise given in my communication of the 20th ult. I now do myself the honor to lay before you for your information a copy of the treaty entered into on the 8th of July 1817, with the Cherokee Indians, & also a copy of the treaty entered into with said nation on the 27th of February last.

The first of those treaties contains stipulations by which the head of each Indian family may take a reservation of 640 acres, in which he will have a life estate; *Provided*, he does not abandon the possession. And; *Provided also*, That he has made it in conformity with the provisions set forth in said treaty. That many of the existing reservations have been made through fraudulent and speculative motives has fallen within my own knowledge, and to prevent which, I issued and published, at the Cherokee agency and manifesto in behalf of the State of Tennessee, dated in June last, a copy of which will accompany this communication.

This measure was not intended to preclude the nation from the right to make a lawful reservation; but to put a period to a current of abuse that was daily practising in open violation of the treaty and against the best interest of Tennessee, & it is with great pleasure, I am able to say as well from my own observation during my stay at the agency, as from other sources that cannot be doubted that the protest has and the effect of driving those land speculators beyond the limits of Tennessee.

And with a view to enable the legislature to discriminate between those which have thus originated in fraud and those fairly obtained, I herewith forward a book containing a complete certified transcript of the register kept in the office of the Cherokee agent with such notes of reference as will exemplify the

true situation of each reservation taken previous to the 12th day of June last, since which period I have the promise of the Cherokee Agent (col. Meigs) to forward an additional transcript copy of those taken between the last mentioned date in June and the 15th Sept. last. This transcript I am sorry to say has not yet come to hand, so soon as it shall be laid before you.

With regard to the last mentioned treaty it provides for upwards of twenty reservations within the state of Tennessee with fee simple titles to each; the true situation of sundry of those reservations is, that they have been made on lands which have been granted long since by the state of North Carolina, but whatever difficulty may arise between the claimants I have no doubt you will be of opinion that the investigation of right belongs to the courts of justice.

I also forward to you sundry copies of letters addressed by the secretary of war to myself with my answers and communications to him, the whole of which relates to the execution of the treaty of 1817—and what ever may be the rule of the legislature with regard to referring such bulky communications to the respective committees, I indulge the hope that those papers will receive a reading in each branch as they will develope with what generosity the general government has acted, while the execution of the treaty was pending, and they alone will in some degree exhibit the course which I have taken in behalf of the state, to the citizens whereof I hold it my duty to give an account of the causes of my absence from the seat of government when I was employed in the Cherokee nation.

You will also receive a map of the ceded territory between Highwassee and Tennessee rivers, in the Cherokee country, accompanied with a letter addressed by Robert Houston Esq. with other documents explanatory of the lines and distances, Respectfully submitted,

JOSEPH M'MINN.

Executive office, 5th, Oct. 1819.

Accompanying the said message were the several documents alluded to therein, which were,

Ordered, To lie on the table.

The speaker laid before the house, the following receipt, to wit:

Nashville Register Office,
September 29th 1819.

Received of Christopher Brooks the resolution of the general assembly of the state of Tennessee, suspending the division of warrants and certificates of all kinds until further provision be made by the legislature.

D. M'GAVOCK, Register
By T. M'GAVOCK.

Mr. Grundy from the select committee to whom was referred the report of the President & Cashier of the Farmers and Mechanics Bank of Nashville, made the following report, which was read and ordered to lie on the table, viz.

The select committee to whom was referred the report of the President and Cashier of the Farmers and Mechanics Bank of Nashville, have had the same under consideration and beg leave to report,

That in addition to the general abstract, reported by the said president and cashier, they have been attended by the president of that bank with a complete statement of the list as well of the names of the debtors, with their several endorsers, as the amount of their accommodations and the amount of stock paid in by each stockholder; and after the most careful examination of the debts and other securities, thus exhibited for our information. We do not hesitate to pronounce, that so far as we are enabled to judge, the debts of said institution are very generally well secured, and that the said bank is entirely safe.

Your committee are further well satisfied, that the report of the President and Cashier of said bank has been very cautiously made, in so much that by a comparison of the list of doubtful debts as exhibited by them, we feel persuaded, that they have exhibited

a larger amount of doubtful debts in relation to personal security, than does actually exist.

All which is respectfully submitted,

FELIX GRUNDY, Chairman.

Mr. Anderson, introduced a bill to legalize the judicial acts of Cullen Curlee.

Which was put upon its first reading in this house and passed.

Mr. Taylor, introduced a bill for the removal of the registers office of West Tennessee.

Which was amended on motion of mr. Grundy and mr. Anderson, put upon its first reading in this house and passed.

Ordered, That the said bills be sent to the senate.

A bill to repeal an act entitled an act to amend the laws of this state for the regulation of the county courts, passed at Knoxville the 29th of October 1817, was taken up. And,

On motion of mr. Young,

Ordered, That the said bill lie on the table.

A bill to authorize the county court of Bledsoe to dispose of the court house, prison and public square in old Madison, was put upon its third reading in this house and passed.

A bill from the senate for the relief of Easter Hawkins an idiot in the county of Greene.

Was put upon its first reading in this house, and passed.

A bill to authorize the county court of Washington to lay a tax for the purpose of building a court-house, prison and stocks in the town of Jonesborough, and for other purposes.

Was put upon its second reading in this house, and passed.

Ordered, That the said bills be sent to the senate.

Mr. Clack, returned a bill for the relief of William Purnell, without amendment.

Whereupon the said bill was put upon its third and last reading, passed, and

Ordered, To be engrossed.

Mr. Jetton, presented a report of the state and condition of the branch of the Nashville Bank at Murfreesborough upon oath of the president and cashier of the said bank, in conformity with a resolution of the general assembly of the 29th ult. And,

On motion of mr. Jetton,

Ordered, That the said report be referred to the select committee appointed to consider the reports of the several banks in compliance with said resolution.

A message from the senate, by mr. Bradford their clerk.

Mr. Speaker, and gentlemen of the house of representatives.

The senate have adopted the following resolution.

Resolved, That the senate meet the house of representatives in the representatives hall, on Wednesday the 20th inst. for the purpose of electing judges to fill the respective vacancies in the supreme and circuit courts of this state except the judges of the 3d and 5th circuits.

In which resolution they ask the concurrence of this house.

On motion of mr. Grundy,

Ordered, that the said resolution lie on the table.

Mr. Bradford, the clerk of the senate also delivered in at the speaker's table a report of Mr. Douglass, from the committee of propositions and grievances.

On a petition of Mrs. Martha A. R. Jones of the county of Davidson.

On a petition of John M'Clish.

On a petition of sundry citizens of Davidson county; praying an appropriation of a certain fine to William Rutherford.

On a petition of sundry citizens of Jefferson county; praying fur her restrictions upon hawkers and peddlers.

Which was read, and the resolution therein contained was concurred in by the house, as follows, viz.

Resolved, That the prayers of the respective petitions ought to be granted.

The said committee, also made a report on a petition of Clement M'Daniel, and before the question thereon was taken,

On motion of Mr. Williams (of Davidson)

Ordered, That the petitioner have leave to withdraw his petition.

The said committee also made a report on a petition of Benjamin Ingram guardian of the heirs of Jesse Westmoreland.

On a petition of John and William M'Cann.

On a petition of Jacob Williams, Lemuel S. Bowers and Baily Needham.

Which was read, and the resolution therein contained was concurred in by the house, as follows, viz.

Resolved, That the prayers of the respective petitions ought not to be granted.

The said committee also made a report.

On a petition of Hugh Carter, sheriff of Greene county.

And the resolutions therein contained were concurred in by the house, as follows viz.

Resolved, That the prayer of said petition so far as it respects an increase of jailors fees, ought to be granted.

Resolved, That the prayer of the balance of said petition ought not to be granted.

Mr. Yancey, introduced a bill to repeal all that part of the 5th section of an act to amend the laws heretofore in force regulating the inspection of Tobacco, passed in 1817.

Mr. Locke, introduced a bill to authorize the commissioners of the town of Gainsborough in the county of Jackson, to make such further allowance to James Hancock and Thomas Maury, as they may deem proper.

Mr. Gray, introduced a bill to authorize the county court of Franklin to lay a tax for the purpose of building a jail in said county. And,

Mr. Tilman, introduced a bill to amend an act entitled "an act to define the jurisdiction of justices of

the peace, and for other purposes therein mentioned," passed Nov. 6th 1801.

Which bills were severally put upon their first reading in this house, passed. And,

Ordered, To be sent to the senate.

A bill to authorize the county court of Claiborne to lay a tax to build a jail for the use of said county.—And,

A bill to authorize the mayor and aldermen of the town of Blountsville to lay a tax on non-residents.

Were severally put upon their third reading in this house and passed.

A bill to establish a town by the name of Looneyville in the county of Lincoln.

Was put upon its second reading in this house, and passed.

Ordered That said bills be sent to the senate.

Ordered, That mr. Young have leave to withdraw for amendment, a bill for the relief of Daniel May.

Ordered, That mr. Tipton have leave to withdraw for amendment a bill to provide for the payment of the interest on monies due from the citizens south of French Broad and Holston, and between the rivers Big Ocoon and Tennessee.

A bill to repeal so much of an act passed the 22d, of April 1809, as requires the seal of the court to be obtained to the probate or acknowledgement of any deed of conveyance, power of attorney, bill of sale, mortgages, and deeds of trust.

Was put upon its third and last reading passed.—And,

Ordered, To be engrossed.

A bill from the senate to prevent trading with slaves.

Was put upon its first reading in this house. And the question thereon being put, shall the bill pass, it was determined in the negative.

A bill requiring the resignation of justices of the peace in certain cases.

Was put upon its second reading in this house.—

And the question thereon being put, shall the bill pass, it was determined in the negative.

A bill to amend the laws in force in this state directing the sale of lands under execution.

Was put upon its second reading in this house.—And the question thereon being put, shall the said bill pass, it was determined in the negative.

And so the said bills were severally rejected.

Mr. Young, presented a memorial of Caleb Starr; praying an addition to the reservation granted to him by the late treaty between the United States and the Cherokee Indians.

Ordered, That the said memorial be referred to the committee on the Cherokee lands.

Mr. Brittain, presented a petition of sundry citizens of the county of Williamson; praying to be attached to Rutherford.

Ordered, That said petition be referred to the committee of propositions and grievances.

Mr. Grundy, introduced a bill to divorce Martha A. R. Jones from her husband, Alexander W. Jones.

Which was put upon its first reading in this house and passed.

Ordered, That the said bill be sent to the senate.

The house adjourned until to-morrow morning 9 o'clock.

FRIDAY, *October* 8, 1819.

The house met according to adjournment.

Mr. Hughes, introduced a bill to authorize the county of Smith to lay an additional county tax for the purpose of building an office for the clerk and register of said county.

Which was put upon its first reading in this house and passed.

A bill to incorporate the turnpike companies therein mentioned.

Was put upon its third reading in this house, and passed.

Ordered, That the said bills be sent to the senate.

On motion of mr. Anderson,

Resolved, That a joint committee be appointed to examine the returns of the votes given for and against a convention at the last general election, with instructions to report thereon.

Whereupon Mr. Speaker, appointed Messrs. Anderson, Clack, Cheatham and Williams (of Roane) to be of the said committee on the part of this house.

Ordered, That the clerk acquaint the senate therewith and ask their concurrence.

In answer to which a message of concurrence was received from the senate by mr. Bradford their clerk.

Mr. Grundy, submitted the following resolution, which was read. And,

Ordered, To lie on the table.

Resolved, That the clerk of this house be, and he is hereby required to appoint an additional clerk to this house, whose duty it shall be to attend alone to the committees of this general assembly, and which clerk when appointed shall not be considered as a standing clerk of the house, or as attached thereto in performing the duties of the house.

On motion of mr. Mitchell,

Ordered, That a bill to repeal an act entitled an act to amend the laws in this state for the regulation of the county courts, passed at Knoxville 29th Oct. 1817, be referred to the judiciary committee.

On motion of Mr. Anderson,

Ordered, That a bill for the relief of honest debtors, so as regards their exemption from imprisonment, be referred to a select committee with instructions to revise and amend the said bill.

Whereupon, Mr. Speaker appointed Messrs. Anderson, Miller, David, and Grundy, to be of the said committee.

A bill for the better establishment of Wayne county, was put upon its third and last reading, passed and ordered to be engrossed.

Mr. Tipton presented a petition of sundry citizens.

of the county of Blount, praying the abolition of slavery.

Ordered, That the said petition be referred to the select committee on that subject.

Mr. Mitchell presented a petition of sundry citizens of the county of Morgan, praying that citizens of other counties may be prohibited from driving stock into the ranges of said county. And,

Mr. Brittain presented a petition of Michael Mason, praying the passage of a law authorising him to sell 167 acres of land, belonging to the heirs of John Mason deceased, and for the benefit of said heirs.

Ordered, That the said petitions be referred to the committee of propositions and grievances.

Mr Williams (of Davidson,) from the committee for enrolled bills, reported that the committee had examined enrolled bills of the following titles, and the same to be truly enrolled, *viz*:

An act for the relief of James Kennedy and John Boyd.

An act to repeal so much of an act passed the 22d of April, 1809, as requires the seal of the court to be attached to the probate or acknowledgment of any deed of conveyance, mortgage, power of attorney, bill of sale, or deed of trust.

An act for the relief of William Purnell.

Ordered, That the titles of said bills be as aforesaid, signed by the speaker of this house, & sent to the senate.

Mr. Yancy, returned a bill for the releif of Daniel May, and made a motion to strike out of said bill the words "throughout this state" for the purpose of inserting the words "the county of Maury," and the question thereon being taken, it was determined in the affirmative; the said bill was then put upon its second reading in this house, passed and ordered to be sent to the senate.

A bill to remedy the abuses therein mentioned was taken up, when amendments being proposed thereto by Messrs. Kindall and Anderson.

Ordered, That the said bill and amendments lie on the table.

A message from the senate by Mr. Bradford their clerk.

Mr. Speaker, and Gentlemen of the house of Representatives.

The senate propose to amend a bill to authorise the county court of Bledsoe, to dispose of the court-house prison, and public square in Old Madison, by adding the following section to said bill, in which they ask the concurrence of this house.

Be it enacted, That the county court of Jackson county, a majority of the acting justices being present, are hereby authorised to dispose of the court house and public square in the town of Williamsburg, in the county of Jackson, in any way they may think proper, either by re-conveying the same to the person who made a donation of it for public uses, or by selling the same to the highest bidder, under any rules and regulations they may prescribe, and appropriate the money to county purposes, any law to the contrary notwithstanding.

And the question being put will the house concur in the proposed amendment? it was determined in the negative.

The senate in the same message, also proposed to amend a bill to authorise the clerks of the county and circuit courts of Sullivan, to build an office on part of the public square in the town of Blountsville, by adding the following section, in which they ask the concurrence of this house.

Be it enacted, That upon the death or resignation of said clerks, or either of them, the subsequent clerks or either of them who may succeed to the vacancy by reason of said death or resignation, shall have the benefit of said offices or either of them, as the case may be, upon paying the clerk or clerks so resigning, or their heirs in case of death the value of said building.

And the question being put will the house concur in

the proposed amendment? it was determined in the affirmative.

Ordered, That the clerk do acquaint the senate with the several orders of this house upon their proposed amendments to the said bills.

Another message from the senate by Mr. Bradford their clerk.

Mr. Speaker and gentlemen of the house of representatives.

The senate have adopted the following resolution, in which they ask your concurrence.

Resolved, That a joint committee of both houses be appointed to take under consideration the propriety of amending the patrol laws of this state, also the laws to prohibit trading with slaves, with instructions to report by bill or otherwise.

And the question being taken will the house concur with the resolution of the senate? it was determined in the affirmative.

Whereupon Mr. Speaker appointed the gentlemen heretofore named on the select committee on part of this house upon the patrol laws, to act with the gentlemen on part of the senate.

Ordered, That the clerk acquaint the senate therewith.

The house adjourned until to-morrow morning 9 o'clock.

SATURDAY, October 9, 1819.

The house met according to adjournment.

Mr. Prewitt introduced a bill to incorporate the Columbia Steam Boat Company, which was put upon its first reading in this house, passed and ordered to be sent to the senate.

A message from the senate by Mr. Bradford their clerk.

Mr. Speaker and gentlemen of the house of representatives.

The senate have adopted the following resolution and ask your concurrence.

Resolved, That the senate meet the house of representatives in the representative hall, this day at 12 o'clock for the purpose of electing a public printer for the ensuing two years.

In which resolution this house concurred:

Ordered; That the clerk acquaint the senate therewith.

Mr. Prewitt presented a petition of James Holland, praying that the honorable Robert Whyte may be released from setting on a trial pending in Equity by bill of review in the supreme court of Errors and appeals, wherein the petitioner and John Childress are parties.

Ordered, That the said petition be referred to the Judiciary committee.

On motion of Mr. Grundy,

The house took up the resolution by him submitted on the 8th inst. requiring the clerk to appoint a clerk to attend the committees of the present general assembly; and the question being put, will the house adopt the said resolution? it was determined in the affirmative.

A bill to legalize the judicial acts of Cullen Curlee.

A bill to authorise the commissioners of the town of Gainsborough, in the county of Jackson, to make such further allowance as they may think proper to James Hancocke and Thomas Maury.

A bill to amend the 10th section of an act passed in the year 1741, "entitled, an act for the better observation of the Lords day, commonly called Sunday, and for the more effectual suppresson of vice and immortality".

A bill for the relief of Easter Hawkins an idiot in the county of Greene.

A bill to authorise the county court of Franklin, to lay a tax for the purpose of building a jail in said county.

And a bill to repeal all that part of the fifth section of act to amend the laws heretofore in force, regulating the inspection of Tobacco.

Were severally put upon their second reading in this house, and passed.

Ordered, That the said bills be sent to the senate.

Ordered, That Mr. Bradford have leave to withdraw for amendment, a bill for the removal of the registers office of West Tennessee, and for other purposes.

A bill to establish a town by the name of Looneyville in the county of Lincoln.

Was put upon its first reading in this house passed, and,

Ordered, To be engrossed.

A bill to amend an act entitled an act to define the jurisdiction of justices of the peace, and for other purposes therein mentioned, passed Nov. 6, 1801, was taken up. And, on motion of Mr. Blake,

Ordered, That the said bill lie on the table.

A bill from the senate to change the sittings of the courts therein named,

Was put upon its first reading in this house passed. And,

Ordered, That the said bill be sent to the senate.

Ordered, That Mr. Brittain have leave to withdraw for amendment, a bill for the better securing creditors.

Mr. Tipton, returned a bill to provide for the payment of the interest, on monies due from the citizens residing south of French Broad and Holston, and between the rivers Big Pigeon and Tennessee, and for other purposes; without amendmet.

The said bill was put upon its second reading in this house passed. And,

Ordered, To be sent to the senate.

On motion of mr. Taylor,

Resolved, That a joint committee be appointed to examine the secretarys office and report to this general assembly in what order and condition the books and records of said office are kept, and more particularly what number of pamphlet copies of the acts of Congress, are there deposited, and whether the public good would not require a distribution of those copies

to be made through the different counties in this state, and if so, in what manner, and what proportions.

Whereupon Mr. Speaker, appointed Messrs. Taylor, David and Massengill, to be of the said committee on part of this house.

Ordered, That the clerk acquaint the senate therewith, and ask their concurrence.

In answer to which a message of concurrence was received from the senate by mr. Bradford their clerk.

Mr. Grundy, presented a petition of Thomas Shannon guardian of the heirs of Michael Kirkpatick deceased; praying a certificate for 320 acres of land, for the benefit of said heirs.

Ordered, That the said petition be referred to the committee on land claims.

Mr. Bradford, clerk of the senate, delivered in at the speaker's table a petition of sundry citizens of the counties of Greene, Washington, Sullivan & Hawkins praying a new county to be taken from each of the above counties.

Ordered, That the said petition be referred to the committee of propositions and grievances.

Also two petitions of sundry inhabitants of this state; praying the abolition of slavery.

Ordered, That the said petitions be referred to the select committee appointed on that subject.

The hour having arrived at which both houses of the general assembly were to convene in the hall of this house, by previous arrangement, for the purpose of electing a senator in Congress, to fill the vacancy occasioned by the resignation of the honorable George W. Campbell. A solicitor general of the 7th district to fill the vacancy occasioned by the resignation of Thomas Washington esquire, and a public printer of this state for the two ensuing years.

Ordered, That the clerk inform the senate that this house is ready to receive them for that purpose, immediately after which Mr. Speaker and the gentlemen of the senate were announced and invited to walk in. When the object of meeting being announ-

ceed from the chair, the two houses proceeded jointly, first to the election of a senator in Congress. The hon. John H. Eaton and the hon. Parry W. Humphreys in nomination; and on collecting and counting out the ballots it appeared that John H. Eaton had 31 and Parry W. Humphreys 29.

The two houses proceeded secondly to the election of a solicitor general for the 7th district, Samuel Houston and Francis B. Fogg esquires in nomination; and on collecting and counting out the ballots, it appeared that Samuel Houston had a majority of the whole number of votes given.

The two houses proceeded lastly to the election of a public printer for the ensuing two years, Messrs G. A. and A. C. Sublett in nomination; and on collecting and counting out the ballots, it appeared that Messrs. G. A. and A. C. Sublett, had a majority of the whole number given.

Whereupon the hon. the speaker of the senate proclaimed John H. Eaton, Samuel Houston and Messrs. G. A. and A. C. Sublett, duly and constitutionally elected to fill the respective offices for which they polled.

When Mr. Speaker and gentlemen of the senate withdrew.

The house adjourned until Monday morning 9 o'clock.

MONDAY, October 11, 1819.

The house met according to adjournment.

On motion of mr. Young,

Resolved, That a resolution adopted by this house on the 9th inst. authorizing the clerk to appoint a clerk for the purpose of attending the committees, be and the same is hereby rescinded.

Resolved, That should any of the committees wish to have a bill drafted, they are hereby authorized and directed to call on the principal clerk of this house to perform such duty; and should the said clerk find it necessary, he is hereby authorized to employ any per-

son he may think proper to assist him in the performance of such duty, and to charge the same to the contingent expenses of this house.

Mr. Kelly, presented the petition of sundry citizens of the counties of Greene, Washington, Sullivan & Hawkins praying a new county to be taken from each of the above counties.

Ordered, That said petition be referred to the committee of propositions and grievances.

A bill to amend an act entitled an act the more effectually to suppress the vice of gaming passed the 16th of November 1817, was taken up, amended on motion of Mr. Young, put upon its second reading in this house, and on the question shall the bill pass, it was determined in the negative.—Yeas 9.—Nays 30.

The yeas being required those who voted in the affirmative are,

Messrs. Allen, Blake, Brittain, Cheatham, Cross, Dulony, Edwards, Mitchell and Young.

Those who voted in the negative are,

Messrs. Fentress (Speaker,) Anderson, Bradford, Bridgman, Carriger, Conn, Clack, David, Doherty, Gray, Grandy, Hall, Hughes, Jetton, Kelly, Kindal, Lawson, Locke, Massengill, Martin, M'Alister Miller, Perkins, Prewitt, Taylor, Tipton, Tunnell, Williams (of Roane,) Williams (of Davidson) and Yancy.

And so the said bill was rejected.

On motion of Mr. Massengill,

Resolved, That hereafter the clerks of the respective houses, shall carry and convey all bills and messages of whatsoever kind, from one house of the general assembly to the other, and that the members of both houses are hereby discharged from the performance of any such duty.

Ordered, That the clerk acquaint the senate therewith and ask their concurrence.

In answer to which a message of non-concurrence was received, from the senate by Mr. Bradford their clerk.

On motion of Mr. Massengill,

Resolved, That the committee on navigation be instructed to report, a bill with provisions more effectual, than those in existing laws to prevent obstructions of the navigable streams in this state.

A message from the senate, by Mr. Bradford their clerk.

Mr. Speaker, and gentlemen of the house of representatives.

The senate propose amending, a bill to authorize the clerks of the county and circuit courts of Sullivan to build an office on part of the public square in the town of Blountsville, by striking out the words *the same* immediately after the word *building* in the second section. And the question being taken, will the house concur in the said amendment, it was determined in the affirmative.

Ordered, That the clerk acquaint the senate therewith. And that Mr. Dalany and Massengill attend in the senate chamber and see the amendment made.

Mr. Clack, presented a petition of the inhabitants of the town of Pulaski in the county of Giles; praying that the said town may not be subject to land warrants and that legislative provisions may be passed prohibiting warrants from being located on the lands of said town.

Ordered, That the said petition be referred to the committee of propositions and grievances.

A bill from the senate authorizing the removal of the surveyors office of the 6th district from the town of Jonesborough to the town of Greeneville.

Was put upon its first reading in this house and passed.

A bill to divorce Martha A. R. Jones from her husband Alexander W. Jones. And,

A bill to allow the county court of Smith to lay an additional tax for the purpose of building an office for the clerk and register of said county.

Were severally put upon their second reading in this house passed. And,

Ordered, To be sent to the senate.

A bill for the relief of the heirs of Thomas Ingram deceased.

Was put upon its third reading in this house, passed and.

Ordered, to be sent to the senate.

Mr. Brittain, returned, a bill for the better securing speakers, with a proposed amendment.

Ordered, That the said bill and amendment lie on the table.

A bill for the relief of Daniel May, was taken up, put upon its third reading in this house, and the question being taken, shall the bill pass, it was determined in the negative.

And so, the said bill was rejected.

On motion of mr. Mitchell,

A bill to remedy the abuses therein mentioned, was taken up, and after some time spent thereon.

Ordered, That Mr. Young have leave to withdraw the said bill for amendment.

A message from the senate by mr. Bradford, their clerk.

Mr. Speaker, and gentlemen of the house of representatives.

The senate have added Messrs. Blair and Brown, to the enumeration committee heretofore appointed to apportion the representation according to the census as taken this present year.

Whereupon on motion of mr. Grundy,

Ordered, That two additionall members be added to the said committee on part of this house.

When mr. Speaker appointed mr. Grundy and mr. Dawid for that purpose.

Mr. Taylor, presented the returns of the tax list of the circuit court clerk of the county of White for the year 1817.

Ordered, That the said returns be referred to the committee of finance.

The house adjourned till to-morrow morning 9 o'clock.

TUESDAY, October 12, 1819.

The house met according to adjournment.

Mr. Williams, (of Davidson) from the committee for enrolled bills, reported that the committee had examined enrolled bills of the following titles, and found the same to be truly enrolled (viz.)

An act to establish a town by the name of Looneyville in the county of Lincoln. And,

And act for the better establishment of Wayne county.

Ordered, That the titles of the said bills be as aforesaid, and signed by the speaker of this house, and sent to the senate.

Mr. Taylor, presented a petition of John W. Simpson; praying an extension of his turnpike charter.

Ordered, That the said petition be referred to the committee on public roads.

Mr. Clack, presented a petition of sundry citizens of the county of Lawrence; praying that a preference right may be granted to Daniel Beeler.

Mr. Perkins, presented a petition of sundry inhabitants of Warren county; praying that provision be made for a certain James Stone and family of said county.

Also a petition of James Kennedy, of the county of Warren; praying to be divorced from his wife Hannah,

Ordered, That the two former of said petitions be referred to the committee of propositions and grievances, and the latter to the committee on the divorce laws.

A message from the senate by mr. Bradford their clerk.

Mr. Speaker, and gentlemen of the house of representatives.

The following enrolled bills have been examined and reported truly enrolled by the committee for en-

rolled bills; the said bills have been signed by the speaker of the senate viz:

An act for the relief of Moses W. Carson.

An act to authorize the county court of Smith to sell the north east corner of the public square in the town of Carthage.

An act to fill vacancies in the Quorum court of the counties of Smith and Davidson.

An act to authorize the county court of Claiborne to lay a tax to build a jail for the use of said county.

An act to authorize the mayor and aldermen of the town of Blountsville to lay a tax on the property of non-residents and for other purposes.

Ordered, That the said enrolled bills, be signed by the speaker of this house, and deposited by the clerk in the office of the secretary of state.

Mr. Anderson, from the select committee to whom was referred, a bill for the relief of honest debtors so far as regards their exemption from imprisonment.

Reported the following amendment to the said bill.

Be it enacted by the general assembly of the state of Tennessee, That in all cases where a defendant has been or may hereafter be discharged from imprisonment or from the prison bounds either by order of the plaintiff, or in pursuance to the laws made for the benefit of insolvent debtors, the judgment creditors of such debtor or debtors may have a *fieri facias* issue on their judgment by application to the clerk or justice, where such judgment has been rendered at any time after such discharge.

Upon reporting which amendment, mr. Anderson made a motion to strike out the original bill from its title, and the question being taken, it was determined in the affirmative.

Whereupon on the question, will the house adopt the amendment, reported by the said select committee, it was determined in the negative. Yeas 17.—Nays 21.

The yeas & nays being required, those who voted in the affirmative, are,

Messrs. Anderson, Blake, Cheatham, David,

Grundy, Hill, Jetton, Kendall, Martin, M'Alister, Perkins, Prewitt, Taylor, Tipton, Tilman, Williams (of Davidson) and Yancy.

Those who voted in the negative are,

Messrs. Fentress (speaker) Allen, Bradford Bridgman, Brittain, Clack, Cross, Daugherty, Dulany, Edwards, Gray, Hughes, Kelly, Lawson, Locke, Massengill, Miller, Mitchell, Tunnell, Williams (of Roane) and Young.

The said bill was then put upon its second reading in this house, and on the question shall the bill pass it was determined in the negative.

And so said bill was rejected.

On motion of mr. Mitchell,

Resolved, That the committee on public roads be instructed to report, a bill containing general provisions on the subject of turnpike roads in this state.

Mr. Mitchell, introduced a bill to incorporate the inhabitants of the town of Washington

Which was put upon its first reading in this house and passed.

A bill from the senate for the relief of Robert Burton.

A bill more effectually to prevent frauds and perjuries.

A bill to authorize the drawing of a lottery for the benefit of Clement M'Daniel.

A bill to provide for the trial of certain causes. And,

A bill for quieting the citizens of this state in their possessions and prevent litigation.

Were severally put upon their first reading in this house and passed.

Ordered, That the said bills be sent to the senate.

On motion of mr. Edwards.

Ordered, That mr. Grundy be added to the penitentiary committee.

On motion of mr. Grundy,

Ordered, That mr. Mitchell be added to the committee on public roads.

A bill to authorize the county court of Washington

to lay a tax for the purpose of building a court house, prison and stocks in the town of Jonesborough, and for other purposes.

Was put upon its third reading in this house, (being its last reading in both houses) passed, and

Ordered, To be engrossed.

A bill to enlage the town of Winchester.

Was put upon its second reading in this house and passed.

A bill for the relief of Easter Hawkins an idiot in the county of Greene.

Was put upon its third reading in this house, and on the question shall the bill pass, it was determined in the negative.

A bill from the senate, to repeal so much of the law concerning duelling as requires officers to take an oath that they have not given nor received a challenge.

Was put upon its first reading in this house, and on the question shall the bill pass, it was determined in the negative.

And so the said bills were rejected.

A bill from the senate to authorize Peter Wood, to open and establish a turnpike road, was taken up, and

Ordered, That the said bill lie on the table.

Mr. Tilman, presented a petition of sundry inhabitants of Crow creek; praying a preference of entry may be granted to Walter Milcham for a tract of land on said creek.

Also a petition of sundry other citizens praying preference rights to their own lands.

Ordered, That the said petitions be referred to the committee of propositions and grievances.

A bill to amend the 10th section of the act of North Carolina, respecting natural born children and for other purposes, was taken up, and on motion of mr. Mitchell.

Ordered, That the said bill lie on the table.

A bill for the relief of Willie Barrow.

Was taken up, and on motion of Mr. Grundy,

Ordered, That the said bill lie on the table.

The house adjourned till to-morrow morning 9 o'clock.

WEDNESDAY, October 13, 1819.

The house met accor ling to adjournment.

On motion of mr. Williams (of Davidson.)

Resolved by the general assembly of the state of Tennessee, That the secretary of state be, and he is hereby authorized to deliver to Thomas Shute a military warrant of No. 2833 for 640 acres of land, issued by the state of North Carolina to Zedekiah Stone, and since assigned to said Thomas Shute, that he may have the same readjudicated, pursuant to a law passed the 15th of November 1815.

Ordered, That the clerk acquaint the senate, therewith and ask their concurrence.

In answer to which a message of concurrence was received from the senate, by mr. Bradford their clerk.

On motion of mr. David,

Resolved, That a joint committee be appointed to consolidate and bring into one, the several bills authorizing separate elections, and that the several bills lying on the table of each house be referred to said committee, together with all petitions and applications on that subject.

Whereupon mr. speaker appointed messrs. David, Blake, Gray and Hughes, to be of the said committee on part of this house.

Ordered, That the clerk acquaint the senate therewith and ask their concurrence.

In answer to which a message of concurrence was received from the senate by mr. Bradford their clerk, and naming mr. Bunch and Standifer on their part.

Mr. Cross, presented a petition of sundry inhabitants of the county of Overton; praying that John Riley of said county who was convicted of grand larceny may be restored to the rights of citizenship.

Mr. Taylor, presented a petition and Mr. Locke a petition of sundry inhabitants of the counties of White and Jackson respectively; praying amendments to the militia laws of this state.

Ordered, That the said petitions be referred to the committee on the militia laws.

Mr. Jetton, presented a petition of sundry inhabitants of the county of Rutherford; praying that the navigation of Stones river may not be obstructed.

Ordered, That the said petition be referred to the committee on navigation.

Mr. Daugherty, presented a petition of Robert Wells; praying a donation of land on account of services rendered to this state and the United States.

Ordered, That the said petition be referred to the committee on land claims.

A bill to incorporate the Columbia Steam boat company.

Was put upon its second reading in this house passed, and

Ordered, To be sent to the senate.

Mr. Mitchell, introduced a bill to establish the boundary lines of the counties of Rhea and Roane.—And,

Mr. Kindall, introduced, a bill supplemental to an act entitled an act increasing the jurisdiction of justices of the peace and regulating their proceedings, passed November 14th, 1809.

Which were severally put upon their first reading in this house, passed, and

Ordered, To be sent to the senate.

Mr. Young returned a bill to remedy the abuses therein mentioned, with a proposed amendment, and made a motion to strike out the original bill from its title.

And the question thereon being taken, it was determined in the affirmative; the question was then taken upon the adoption of the proposed amendment and determined in the affirmative:

Whereupon the said bill was put upon its second

reading in this house, and the question thereon being put, shall the bill pass? it was determined in the negative;

And so the said bill was rejected.

Mr. Anderson presented a petition of Thos. Youngblood, praying that his natural son, James Madison M'Millan may be legitimated and his name changed to Jaines Madison Youngblood.

Also a petition of sundry inhabitants of the county of Rutherford, praying that John B. Parsons may be authorized to hawk and peddle without license,

Ordered, That the said petitions be referred to the committee of propositions and grievances.

Mr. Jetton introduced a bill for the relief of James Wills.

And, Mr. Gray, introduced a bill to establish the bounds of Marion county.

Which bills were severally put upon their first reading in this house passed, and

Ordered, To be sent to the senate.

A message from the senate by mr. Bradford their clerk.

Mr. speaker, and gentlemen of the house of representatives.

The senate have adopted the following resolutions, in which they ask your concurrence.

Resolved, That the senate meet the house of representatives in the representative hall on Wednesday the twentieth of this inst. for the purpose of electing a surveyor general for the fourth surveyor's district of the state of Tennessee to fill the vacancy occasioned by the resignation of Col. John M'Clellan.

Resolved, That his excellency the governor be requested to lay before this general assembly as soon as he conveniently can how many 640 acres are laid off in the different counties in this state for the use of schools, for the instruction of children forever.

And on the question will the house concur in the said resolutions it was determined in the affirmative.

Ordered, That the clerk acquaint the senate therewith.

Another message from the senate by mr. Bradford their clerk.

Mr. speaker and gentlemen of the house of representatives.

The senate insist on the amendment by them proposed to, "a bill to authorise the county court of Bledsoe to sell or dispose of the court house, prison and stocks in Old Madison."

And on the question will the house concur in the said amendment? it was determined in the negative.

Ordered, That the clerk acquaint the senate therewith.

A bill to divorce Martha A. R. Jones from her husband Alexander W. Jones, was taken up, put upon its third reading in this house, and on the question "shall the bill pass?" it was determined in the affirmative, Yeas 25, Nays 12.

The Yeas and Nays being required, those who voted in the affirmative are,

Messrs. Fentress (Speaker,) Allen, Anderson, Blake, Bradford, Bridgman, Brittain, Conn, Cheatham, Clack, Cross, David, Daugherty, Dulany, Edwards, Gray, Grundy, Hill, Lawson, Massengill, McAlister, Prewitt, Williams (of Roane,) Williams (of Davidson,) and Young.

Those who voted in the negative are,

Messrs. Carriger, Hughes, Jetton, Kelly, Kindall, Locke, Mitchell, Perkins, Taylor, Tipton, Tilman and Tunnell; and the said bill passed. And was,

Ordered, To be sent to the senate.

A bill to amend an act, "entitled an act to define the jurisdiction of justices of the peace, and for other purposes therein mentioned, passed November 6th 1801," was taken up. And,

Ordered, That the said bill lie on the table.

A bill to amend the 10th section of an act of North Carolina respecting natural born children, was taken

and read, when Mr Mitchell proposed an amendment to the said bill, and before the question therein was taken;

Ordered, That the said bill and amendment lie on the table.

On motion of Mr, Grundy,

The house took up a bill for the removal of the registers office of West Tennessee, and for other purposes, when Mr. David proposed an amendment thereto, and made a motion to strike out the original bill from its title, for the reception of the proposed amendment; and the question therein being taken it was determined in the negative? Yeas 19, Nays 21.

The Yeas and Nays being required, those who voted in the affirmative are,

Messrs. Fentress (Speaker,) Allen, Conn, Cheatham, David, Dulany, Edwards, Grundy, Hill, Hughes, Kindall, Massengill, McAlister, Mitchell, Prewitt, Tipton, Williams (of Roane,) Williams (of Davidson,) and Young.

Those who voted in the negative are,

Messrs. Anderson, Blake, Bradford, Bridgman, Brittain, Carriger, Clack, Cross, Daugherty, Gray, Jetton, Kelly, Lawson, Locke, Martin, Miller, Perkins, Taylor, Tilman, Tunnell and Yancey.

Whereupon on motion of Mr. Young,

Ordered, That the said bill lie on the table.

The house adjourned until to-morrow morning 9 o'clock.

THURSDAY, October 14, 1819.

The house met according to adjournment.

Mr. Prewitt presented a petition of sundry inhabitants of the county of Maury, praying a right of preference to lands south and west of the Congressional reservation line.

Ordered, That the said petition lie on the table.

Mr Grundy presented a petition of sundry inhabitants of the county of Davidson, praying that stones

river may be subject to the erection of mills and other water works.

Ordered, That the said petition be referred to the committee on navigation.

Mr. Bradford the clerk of the senate delivered in at the speakers table a report from the committee on the Cherokee lands; which was read and is as follows, to wit:

The committee to whom was referred so much of the governor's message as relates to lands lately acquired by treaty from the Cherokee tribe of Indians have in part considered the subject confided to them, and beg leave to report sundry resolutions which have been adopted in committee.

1. *Resolved*, That it is expedient to provide by law to be passed at the present session of the general assembly for the sale of lands lately acquired by treaty from the Cherokee tribe of Indians.

2. *Resolved*, That said tract of country lying south and west of Tennessee, and north and east of Highwassee, as soon as practicable be laid off in townships and sections (except such as lie in the mountains) by a surveyor to be appointed for that purpose.

3. *Resolved*, That six hundred and forty acres be laid off as near the centre of each township in said country as the quality of the soil will admit for the use of schools forever.

4. *Resolved*, That the lands aforesaid shall be sold to the highest bidder to be paid in enstalments, the first enstalment to be paid at the time of purchase, the second years thereafter and the other enstalments in years after each other until the whole is paid. The enstalments as they successively become due, to be a lien on the personal property of the purchaser as well as upon the land itself.

5. *Resolved*, That no one person at said sales be permitted to buy more than six hundred and forty acres for himself and three hundred and twenty acres for each of his children.

6. *Resolved*, That the money arising from the sales of said lands be paid to the treasurer of East Tennessee and that he be required to attend at the place where said sales may be conducted for the purpose of receiving such sums of money as may be paid at the time of purchase.

7. *Resolved*, That the surveyor make a general plat of the country and on said plat shew the exact situation of all the reserves therein.

THOS. L. WILLIAMS, Chairman.

Ordered, That the question of concurrence in the said report be taken separately upon each resolution.

Whereupon on the question will the house concur in the first resolution of the said report, it was determined in the affirmative.—Yeas 34.—Nays 6.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Fentress (speaker) Allen, Anderson, Bell, Bradford, Bridgman, Brittain, Carriger, Conn, Cheatham, Clack, Cross, David, Daugherty, Dulany, Edwards, Gray, Hill, Hughes, Jetton, Kelly, Kindall, Lawson, Massnegill, M'Alister, Miller, Mitchell, Taylor, Tipton, Tilman, Tunnell, Williams (of Roane) Young and Yancy.

Those who voted in the negative, are,

Messrs. Grundy, Locke, Martin, Perkins, Prewitt and Williams (of Davidson.)

And so, the said resolution was concurred in,

The question was then taken will the house concur in the 2d and 3d resolutions of the said report and determined in the affirmative.

Whereupon mr. Miller, made a motion to strike out, in the 4th resolution the words in instalments for the purpose of inserting the words in cash down in lieu thereof.

And the question being taken thereon, it was determined in the negative.—Yeas 3.—Nays 36.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Gray, Miller and Williams (of Davidson.)

Those who voted in the negative are,

Messrs. Fentress (speaker) Allen, Anderson, Blake, Bradford, Bridgman, Brittain, Carriger, Conn, Cheatham, Clack, Cross, David, Dulany, Edwards, Grundy, Hill, Hughes, Jetton, Kelly, Kindall, Lawson, Locke, Massengill, Martin, M'Alister, Mitchell, Perkins, Prewitt, Taylor, Tipton, Tilman, Tunnell, Williams (of Roane) Yancey and Young.

Whereupon mr. Grundy, made a motion to strike out of said 4th resolution, the words "in instalments, the first instalment to be paid at the time of purchase, the second in years thereafter, and the other instalments in years after, each other until the whole is paid" for the purpose of inserting in lieu thereof the words "on the following terms one tenth part to be paid at the time of sale, the remainder at the end of ten years paying interest annually provided that voluntary payment of principal or parts thereof, may be made at any time before the expiration of said ten years" and the question being taken thereon, it was determined in the affirmative.

The question was taken on concurring with the said 4th resolution as amended and determined in the affirmative.—Yeas 36.—Nays 4.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Fentress, (speaker) Allen, Anderson, Blake, Bradford, Bridgman, Brittain, Carriger, Conn, Cheatham, David, Daugherty, Dulaney, Edwards, Grundy, Hill Hughes, Jetton, Kelly, Kindall, Lawson, Locke, Massengill, Martin, M'Alister, Mitchell, Perkins, Prewitt, Taylor, Tipton, Tilman, Tunnell, Williams (of Roane) Williams (of Davidson) Young and Yancy.

Those who voted in the negative are,

Messrs. Clack, Cross, Gray and Miller,

The question was then taken will the house concur in the 5th resolution of said report, and determined in the affirmative.

The question was then taken on a concurrence of the house with the 6th resolution and determined in the affirmative.—Yeas 29.—Nays 10.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Fentress (speaker) Allen, Anderson, Blake, Brittain, Conn, Cheatham, David, Daugherty, Dulany, Edwards, Gray, Grundy, Hill, Hughes, Kelly, Kindall, Lawson, Locke, Massengill, Martin, Miller, Perkins, Prewitt, Taylor, Tilman, Tunnell, Williams (of Davidson,) and Young.

Those who voted in the negative are,

Messrs. Bradford, Bridgman, Carriger, Cross, Jetton, McAlister, Mitchell, Tipton, Williams (of Roane,) and Yancey.

The question was then taken upon a concurrence of the house, with the seventh resolution and determined in the affirmative.

Whereupon on motion of mr. Grundy,

Ordered, That the said report be recommitted to the committee who reported it together with the amendments adopted by this house, with instructions to report by bill.

A bill to incorporate the Columbia steam boat company, was put upon its third reading in this house, passed, and

Ordered, To be sent to the senate.

Mr. Anderson, returned a bill to amend an act entitled an act to define the jurisdiction of justices of the peace and for other purposes therein mentioned, passed November 6th, 1801, with a proposed amendment, which was adopted.

The said bill was then put upon its second reading in this house, and the question thereon being put, shall the bill pass it was determined in the negative.

And so the said bill was rejected.

A bill supplemental to an act increasing the jurisdiction of justices of the peace and regulating their proceedings, passed November 14th 1809.

Was put upon its second reading in this house a-

mended and passed.

A bill to provide for the payment of the interest on the money due from the citizens residing south of French broad and Holston and between the rivers Big Pigeon and Tennessee and for other purposes.

Was put upon its third in this house and passed.

Ordered, That the said bills be sent to the senate.

Mr. David, from the penitentiary committee, reported a bill to amend the penal laws of this state, and to establish a jail and penitentiary house therein.

Which was put upon its first reading in this house, passed, and ordered to be sent to the senate.

A message from the senate by mr. Bradford their clerk.

Mr. speaker and gentlemen of the house of representatives.

Enrolled bills of the following titles have been reported duly enrolled by the chairman of the committee for enrolled bills, and signed by the speaker of the senate, viz.

An act to incorporate the turnpike companies therein mentioned.

An act to authorize the clerks of the county and circuit courts of Sullivan to build an office on part of the public square in the town of Blountsville.

An act to amend an act passed at Knoxville the 16th of October 1817 entitled "an act to amend the law for removing and keeping prisoners in this state."

Ordered, That the said enrolled bills, be signed by the speaker of this house, and deposited by the clerk in the office of the secretary of state.

The clerk of the senate also informed this house in the same message.

That the senate, had added mr. Maury to the penitentiary committee, and mr. Gass to the committee on public roads.

Ordered, That mr. Conn, have leave of absence from the service of this house, from to day, until Tuesday next.

The house adjourned until to-morrow morning 9 o'clock.

FRIDAY, October 15, 1819.

The house met according to adjournment.

Ordered, That mr. Carriger and mr. Blake have leave of absence from the service of this house from to day, until Tuesday next, messrs. Yancey, Prewitt and Brittain, until Wednesday next, and mr. Daugherty until Monday next.

Mr. Williams, (of Davidson) introduced a bill for the relief of Alexander Brown.

Mr. Tipton, introduced a bill authorizing plats and certificates to be returned to the registers office in certain cases.

Mr. Cheatham, introduced a bill to incorporate the inhabitants of the town of Springfield in the county of Robertson, And,

Mr. Williams, (of Davidson) introduced a bill more effectually to restrain the taking of excessive usury.

Which bills were severally put upon their first reading in this house passed, and

Ordered, To be sent to the senate.

Ordered, That mr. Tilman have leave of absence from the service of this house, from to day until Monday next.

A bill for the relief of Robert Burton.

Was put upon its second reading in this house and passed.

A bill to repeal a part of the 10th section of an act of assembly of North Carolina respecting bastards.

Was put upon its third reading in this house passed, and

Ordered, That the said bills be sent to the senate.

A bill to amend the 10th section of the act of North Carolina, respecting natural born children and for other purposes.

Was put upon its second reading in this house, and

on the question shall the bill pass, it was determined in the negative.

A bill from the senate to prevent grand jurors from presenting any person who they may think has committed any crime against the peace and dignity of the state except for capital offences.

Was put upon its first reading in this house and on the question shall the bill pass, it was determined in the negative.

And so, the said bills were rejected.

A bill from the senate to redress the grievances therein mentioned.

A bill to increase the compensation of jurors in certain cases.

A bill to prescribe the duty of the public printer in this state.

A bill for appointing wardens and making provisions for the poor. And

A bill to amend the laws in certain cases,

Were severally put upon their first reading in this house and passed.

Ordered, That the said bills be sent to the senate.

Mr. Mitchell from the select committee appointed to prepare and report resolutions in relation to the public conduct of Major General Andrew Jackson, during the Seminole war.

Submitted the following preamble and resolutions, which were read, and unanimously adopted viz.

Whereas the general assembly of the state of Tennessee, are sensible of the many valuable and important services rendered as well to this state, as the country generally by Major General Andrew Jackson: Therefore.

Resolved, That they are deeply impressed with a *sense* of the fidelity and zeal with which he has on all occasions exerted himself to defend the interest and to preserve the honor of his country.

Resolved, That in the prosecution and termination of the *Seminole war*, there is nothing for censure, every thing for approval: and while the command-

ing general has encountered hardships and privations for no other end than to give security to our borders and protection to the country; it becomes matter of regret that any efforts should be made to ascribe to him improper motives, or in the least to detract from that reputation which he has well earned by services, for which his countrymen delight to honor him.

Resolved, That the conduct of Brevet *Major* General Edmond P. Gaines, while he conducted the Seminole war, merits the approbation and applause of his countrymen.

Resolved, That the governor be and he is directed at the expence of the state to procure and deliver to each of the officers above named, a Sword with suitable engravings thereon as a *testimonial* of the high respect entertained by the state of Tennessee for their public services.

Resolved, That the senators in Congress from this state are hereby instructed, and our representatives are requested to use their best exertions to prevent the adoption of any measures in the Congress of the United States calculated to tarnish the reputation of said officers in relation to the manner in which the Seminole war was conducted.

Ordered, That the clerk do carry the said preamble and resolutions to the senate and ask their concurrence therein.

On motion of mr. Miller,

Ordered, That a bill to secure debts due by the banks of this state to individuals, be made the order of the day for Wednesday next the 20th inst.

The speaker laid before the house a return of the tax upon law process from the clerk of the circuit court of the county of Montgomery for the year 1818.

Ordered, That the said return be referred to the committee of finance.

The speaker also laid before the house the penitentiary subscription from Montgomery county for the year 1818.

Ordered, That the said return be referred to the penitentiary committee.

A bill for the relief of James Wells, was taken up, And,

On motion of Mr Jetton,

Ordered, That the said bill lie on the table.

Ordered, That Mr. Perkins have leave to withdraw for amendment, a bill for the better securing creditors.

A bill to amend the penal laws of this state, and to establish a jail and penitentiary house therein; was taken up. And,

Ordered, That Mr. Grundy have leave to withdraw the said bill for amendment.

A message from the senate by Mr. Bradford their clerk.

Mr. Speaker and gentlemen of the house of representatives.

The senate have adopted the following resolution in which they ask your concurrence.

Resolved, That the military committee be instructed to report what in their opinion is best to be done with the cannon, and other implements of war deposited at Fort Pitt, by the general government for the use of the state of Tennessee.

And on the question will the house concur in the said resolution, it was determined in the affirmative.

Ordered, That the clerk acquaint the senate therewith.

Mr. Bradford the clerk of the senate, delivered in at the speaker's table,

A petition of James G. Williams and others; heirs of Willoughby Williams deceased, praying that they may be authorised to draw warrants on five several tracts of land, for 1000 acres each, granted by the State of North Carolina, to the said Willoughby Williams deceased; and which cannot be identified.

Also a petition of William Hill, praying that a duplicate warrant may issue to him on a military warrant

No. 904, for 640 acres of land, issued by the state of North Carolina to Caesar Lanter.

Also a petition of sundry inhabitants of the county of Overton, praying a new county.

Also a petition of sundry inhabitants of the county of praying that provision may be made for the illegitimate children of Lettis Little deceased.

Ordered, That the two former of said petitions be referred to the committee on land claims, and the two latter of said petitions to the committee of propositions and grievances.

The house adjourned until to-morrow morning 9 o'clock.

SATURDAY, October 16, 1819.

The house met according to adjournment.

Mr. Grundy returned a bill to amend the penal laws of this state, and to establish a jail and penitentiary house therein, and proposed sundry amendments thereto, which were adopted by the house.

Whereupon, on motion of Mr. Grundy,

Ordered, That the said bill lie on the table, and that the clerk transcribe a fair copy of the same as amended for the use of the house in lieu of the original bill.

Mr. Gray presened a report of the state and condition of the branch of the Nashville Bank at Winchester, upon oath of the President and Cashier of said bank, in conformity with a resolution of the general assembly of the 29th ultimo.

Ordered, That the said report be referred to the select committee appointed to consider the reports of the several banks in compliance with said resolution.

Mr. Hughes, introduced a bill to incorporate the inhabitants of the town of Carthage in the county of Smith.

Which was put upon its first reading in this house and passed.

A bill for the relief of James Wills,—

Was put upon its second reading in this house and passed,

Ordered, That the said bills be sent to the senate.

Mr. Bradford the clerk of the senate delivered in at the speakers table,

A petition of David Wells, praying a duplicate warrant on military warrant No. 1264, for 640 arres of land issued by the state of North Carolina to James Townen, for military services &c.

Also, a petition of sundry inhabitants of the county of Jackson, praying that Cumberland river may be established as a part of the boundary line between the counties of Jackson and Overton.

Ordered, That the former of said petitions be referred to the committee on land claims, and the latter of said petitions be referred to the committee of propositions and grievances.

The house adjourned until Monday morning 9 o'clock.

MONDAY, *October* 18, 1819.

The house met according to adjournment.

Mr. Grundy from the select committee to whom was referred the fifth resolution in relation to the banks of this state.

Reported a bill regulating proceedings on judgments, and for other purposes. And,

Mr. Brittain introduced a bill giving time to John G. Simms and Walter Simms, to put a slope in a mill dam across duck river.

Which were severally put upon their first reading in this house, and passed,

Ordered, That the said bills be sent to the senate.

Mr. Miller presented a petition of cavalry officers of the third Brigade, praying amendments to the malitia laws.

Ordered, That the said petition be referred to the committee on the militia laws.

Mr. Williams (of Davidson,) presented a petition of

Edward Daniel jailor of Davidson county; praying additional compensation for keeping prisoners and legislative provisions compelling other counties to pay for keeping prisoners sent to the said jail for safe-keeping.

Ordered, That the said bill petition on the table.

Mr. Kelly, presented a petition of William Houston and others; praying an extention of their turnpike charter.

Ordered, That the said petition be referred to the committee on public roads.

The clerk having in conformity with the order of the house of the 16th inst. made out a fair and regular transcript of a bill to amend the penal laws of this state, and to establish a jail and penitentiary house therein. The house, on motion of mr. Grundy, took up the said bill.

When mr. Mitchell made a motion to add the following proviso to the 13th section viz.

Provided always, That nothing herein contained shall be so construed as to affect those who were not the aggressors at the commencement of any rencounter; but acted upon the principles of self defence:

And the question thereon being taken, it was determined in the affirmative.—Yeas 21.—Nays. 11.

The yeas, and nays being required, those who voted in the affirmative are,

Messrs. Fentress, (speaker) Allen, Anderson, Britain, Cross, Dulany, Edwards, Gray, Hill, Hughes, Jetton, Kelly, Kindall, Lawson, Locke, Martin, M'Alister, Mitchell, Taylor, Tipton, and Williams (of Roane.)

Those who voted in the negative are,

Messrs. Bradford, Bridgman, Cheatham, Clack, David, Grundy, Massengill, Miller, Tilman, Williams (of Davidson) and Young.

Whereupon mr. Grundy moved to strike out the said proviso, from the word "provided" for the purpose of inserting in lieu thereof the words "that no-

thing herein contained shall be construed to extend to him or them who are acting in self defence."

And the question thereon being taken it was determined in the affirmative.

Whereupon mr. Dulaney made a motion to fill the blank in the 22d section of said bill with the "word Washington in the county of Rhea" as the place at which the jail and penitentiary house should be fixed.

And the question thereon being taken, it was determined in the negative.—Yeas 16.—Nays 17.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Allen, Bradford, Bridgman, Clack, David, Dulaney, Hill, Kelly, Lawson, Massengill, M'Alister, Miller, Mitchell, Tipton, Williams (of Roane) and Young.

Those who voted in the negative are,

Messrs. Fentress (speaker) Anderson, Brittain, Cheatham, Cross, Edwards, Gray, Grundy, Hughes, Jetton, Kindall, Locke, Martin, Perkins, Taylor, Tilman and Williams (of Davidson).

Whereupon mr. Anderson, made a motion to fill the said blank with the words "at Murfreesborough in the county of Rutherford," and the question thereon being taken, it was determined in the negative.—Yeas 8.—Nays 23.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Anderson, Brittain, Clack, Gray, Jetton, Martin, Miller and Tilman.

Those who voted in the negative are,

Messrs. Fentress (speaker) Bridgman, Cheatham, Cross, David Dulaney, Edwards, Grundy, Hill, Hughes, Kelly, Kindall, Lawson, Lock, Massengill, M'Alister, Mitchell, Taylor, Tipton, Tunnell, Williams (of Roane,) Williams (of Davidson) and Young.

Whereupon, mr. Hughes, made a motion to fill the said blank with the words "Carthage in the county of

Smith," and the question thereon being taken it was determined in the negative.—Yeas 15.—Nays 20.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Bridgman, Brittain, Clack, Cross, David, Hughes, Jetton, Locke, Miller, Perkins, Taylor, Tipton, Tilman and Williams (of Roane.)

Those who voted in the negative are,

Messrs. Fentress (speaker) Allen, Anderson, Bradford, Cheatham, Dulaney, Edwards, Gray, Grundy, Hill, Kelly, Kindall, Lawson, Massengill, M'Alister, Mitchell, Tunnell, Williams (of Davidson) and Young.

Whereupon, mr. Brittain, made a motion to fill the said blank with the words "Shelbyville in the county of Bedford" and the question thereon being taken it was determined in the negative.

Mr. Martin, then made a motion to fill the said blank with the words "Franklin in the county of Williamson," and the question thereon being taken it was determined in the negative.

Mr. Cross, then made a motion to fill the said blank with the words "Nashville in the county of Davidson" and the question thereon being taken it was determined in the negative.—Yeas 12.—Nays 22.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Fentress (speaker) Bradford, Cheatham, Clack, Cross, David, Edwards, Grundy, Lock, Mitchell, Perkins and Williams (of Davidson.)

Those who voted in the negative are,

Messrs. Allen, Anderson, Bridgman, Brittain, Dulaney, Gray, Hill, Hughes, Jetton, Kelly, Kindall, Lawson, Massengill, Martin, M'Alister, Miller, Taylor, Tipton, Tilman, Tunnell, Williams (of Roane) and Young.

Whereupon, mr. Young made a motion to fill the said blank, with the words "Kingston in the county of Roane," and the question thereon being taken, it was determined in the affirmative.—Yeas 21.—Nays 13.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Allen, Anderson, Bradford, Bridgman, Brittain, Clack, David, Dulany, Hill, Jetton, Kelly, Lawson, Massengill, *Martin*, *M'Alister*, *Miller*, Mitchell, Tipton, Tunnell, Williams (of Roane) and Young.

Those who voted in the negative are,

Messrs. Fentress (speaker) Cheatham, Cross, Edwards, Gray, Grundy, Hughes, Kindall, Locke, Perkins, Taylor, Tilman and Williams (of Davidson.)

Whereupon, mr. *Miller*, made a motion to strike out the whole of the 39th section of said bill.

And the question thereon being taken, it was determined in the negative.—Yeas 5.—Nays 27.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Kelly, *M'Alister* and *Miller*.

Those who voted in the negative are,

Messrs. Fentress (speaker) Allen, Anderson, Bradford, Bridgman Brittain, Cheatham, Clack, David, Dulaney, Edwards, Grundy, Hill, Hughes, Jetton, Kindall, Lawson, Locke, Massengill, *Martin*, Perkins, Taylor, Tipton, Tilman, Williams (of Roane) Williams (of Davidson) and Young.

Whereupon the question was taken shall the said bill pass its second reading in this house, and determined in the affirmative.—Yeas 31.—Nays 00.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Fentress (speaker) Allen, Anderson, Bradford, Bridgman, Brittain, Cheatham, Clack, David, Dulaney, Edwards, Grundy, Hill, Hughes, Jetton, Kelly; Kindall, Lawson, Locke, *Massengill*, *Martin*, *M'Alister*; *Miller*, Mitchell, Perkins, Taylor, Tipton, Tilman, Williams (of Davidson) Williams (of Roane) and Young,

Ordered, That the said bill be sent to the senate.

The house adjourned till to-morrow morning, 9 o'clock.

TUESDAY, October 19, 1819.

The house met according to adjournment.

Mr. Bradford the clerk of the senate, delivered in at the speakers table, the following report from mr. Keith chairman of the committee of finance, which was read and concurred in by the house.

The committee of finance in settling with Thomas Crutcher Treasurer of West Tennessee,

Beg leave to report, that in examining the revenue for the years 1817 and 1818 after deducting clerks, sheriffs and treasurers commissions, they find him chargeable with the sum of seventy four thousand, three hundred and thirty six dollars eighty three cents. Also with the sum of two thousand seven hundred and ninety nine dollars, twenty eight cents judgments for the years 1815 and 1816.

Also $128 56 1-4 the amount of model of a cotton ginn sold by act of assembly for the use of the state.

Also twenty six hundred and twenty two dollars eighty six cents, money received from Willie Blount late gov. for monies formerly loaned to Robert Jarman.

Also, Matthew Nelson treasurer of East Tennessee, receipt for twenty-seven thousand two hundred and seven dollars, and forty-six cents.

Making in the whole, one hundred and seven thousand & ninety-four dollars, ninety-nine & a half cents.

Your committee also find said treasurer has paid, and taken up claims chargeable against the state, to the amount of twenty three thousand seven hundred and eighty two dollars, ninety-six cents—Also allowance for stationary fifty dollars.

Leaving a balance, remaining in the hands of the treasurer of eighty three thousand, one hundred and eighty-three dollars, thirty-five cents.

Revenue for 1817 and 1818.	$74,336,83
Judgments for 1818 and 1816	2,799,28
Model of Cotton gin sold	128,56 1-4
Received of Willie Blount	2622,86
Matthew Nelson receipt	27,207,46 1-4

	$107,094,99 1-2
Claims taken up	23,782,96
Stationary,	50
Commissions on money received from governor Blount	78,68 1-2
	$3,911,64 1 2
	$83,183,35

All which is respectfully submitted.

CHARLES F. KEITH, Chairman,
of the committee of Finance.

October 18th, 1819.

Mr. Cross, introduced a bill for the relief of Isaac M'Camon.

Mr. Anderson, introduced a bill to authorize the drawing of a lottery for the benefit of Bradly Academy, and the Murfreesborough Female Academy in the county of Rutherford.

Mr. Grundy, introduced a bill to appropriate the amount of a fine imposed on Benjamin P. Parsons, by the county court of Davidson county.

Also—a bill for the relief of William Askew.

Also—a bill for the relief of Philip Philip's heirs and Michael Campbell.

Which bills were severally put upon their first reading in this house, passed and,

Ordered, To be sent to the senate.

Mr. Grundy from the committee to whom was referred that part of the governors message, which relates to the lands lately acquired by treaty with the Chickasaw nation of Indians.

Reported a bill making provision for the adjudication of North Carolina land claims, and for satisfying the same, by an appropriation of the vacant soil south and west of the Congressional reservation. And,

Mr. Mitchell introduced a bill to establish a new county south west of Rhea, and south and east of Bledsoe and Marion counties.

Which bills were severally put upon their first reading in this house passed, and,

Ordered, To be sent to the senate.

A bill from the senate more fully to define the dividing line between the counties of Morgan and Overton.

A bill for the relief of William Townsend.

A bill to amend the laws now in force on the subject of divorces, passed October 1799. And,

A bill making an allowence for monies heretofore expended in office rent for the executive department, and other contingencies.

Which bills were severally put upon their first reading in this house and passed.

A bill for the relief of Alexander Brown.

A bill to prescribe the duty of the public printer in this state.

A bill to authorise plats and certificates to be returned to the register in certain cases.

A bill to incorporate the inhabitants of the town of Washington, in the county of Rhea.

A bill the more effectually to prevent frauds and perjuries. And,

A bill to repeal an act passed by the general assembly of the state of Tennessee, in the year 1805, entitled an act to enable persons having a right or title to land, and not in actual possession thereof to transfer their interest.

Were severally put upon their second reading in this house and passed.

Ordered, That the said bills be sent to the senate.

A bill quieting the citizens of this state in their possessions, and to prevent litigation, was taken up, and,

On motion of mr. Grundy,

Ordered, That the said bill lie on the table, and that the clerk have printed sixty copies therof for the use of this general assembly.

A bill to increase the compensation to jurors in this state, and for other purposes.

Was put upon its second reading in this house, and

on the question shall the bill pass, it was determened in the affirmative, Yeas 19, Nays 14.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Fentress (Speaker,) Allen, Anderson, Bridgman, Conn, Clack, David, Doherty, Dulany, Edwards, Hughes, Jetton, Massengill, Martin, Mitchell, Tipton, Tilman, Williams (of Roane,) and Williams (of Davidson.)

Those who voted in the negative are,

Messrs. Bradford, Brittain, Cheatham, Gray, Grundy, Hill, Kelly, Kindall, Locke, McAlister, Miller, Perkins, Taylor and Young.

Ordered, That the said bill be sent to the senate.

A bill to redress the grievances therein mentioned,

Was put upon its second reading in this house, and on the question "shall this bill pass," it was determined in the negative.

And so the said bill was rejected.

Mr. Bridgman presented a petition of sundry inhabitants of the county of Marian, praying a right of preference to their improvements.

Ordered, That the said petition lie on the table.

Mr. Daugherty presented a petition of James Lewis chairman of the board of trustees of Carrick Academy, praying that the provisions of an act of the last session of the general assembly may be continued in force.

Mr. Kindall presented a petition of sundry inhabitants of the county of Stewart, praying that William Travis may have leave to hawk and peddle and retail spiritous liquors without licence.

Ordered, That the said petitions be referred to the committee of propositions and grievances.

Mr. Perkins introduced a bill to authorise the registers of east and west Tennessee to issue grants in certain cases,

Which was put upon its first reading in this house and passed.

A bill to incorporate the inhabitants of the town of Springfield, in the connty of Robertson. And,

A bill giving time to John G. Simms and Walter Simms, to put a slope in a mill dam across Duck river.

Were severally put upon their second reading in this house and passed.

Ordered, That the said bills be sent to the senate.

A message from the senate by Mr. Bradford their clerk.

Mr. Speaker and gentlemen of the house of representatives.

Enrolled bills of the following titles have been reported truly enrolled by the committee for enrolled bills, and signed by the speaker of the senate. *(viz:)*

An act to authorise the county court of Bledsoe to dispose of the court house, prison and public square in Old Madison. And,

An act to incorporate the inhabitants of the town of Shelbyville in the connty of Bedford.

Ordered, That the said enrolled bills be signed by the speaker of this house, and deposited by the clerk in the office of the secretary of state.

Mr. Bradford the clerk of the senate delivered in at the speakers table a message in writing from His Excellency the Governor, which was read and is as follows:

Fellow-Citizens of the Senate,
and of the House of Representatives.

I do myself the honor to lay before you the report of Colonel Francis A. Ramsey, referred to in my communication of the 5th instant. As this report in part is bottomed upon similar reports of a preceding date, to which it refers, it would have afforded me great pleasure to have been able to furnish the documents referred to by Col. Ramsey, but as they were taken out of this Department by a resolution of the last legislature, it was presumed they were on file in the department of state, where a deligent though unsuccessful search has been made this day.

I Also have taken the liberty to forward you a printed letter addressed by Messrs. Gales and Seaton, which affords the only explanation that can be given in relation to the object of the authors who implicitly ask the patronage of the legislature. From which circumstance, I trust you will see the propriety of submitting the letter for your inspection and decision.

Respectfully submitted,

JOSEPH McMINN,

Executive Office,

Murfreesborough, October 18, 1819.

On motion of Mr. Grundy,

Ordered, That so much of said message as relates to the letter of messrs. Gales and Seaton, together with the said letter be referred to the judiciary committee, and that so much of said message as relates to the report of Francis A. Ramsey, together with the said report, be referred to the committee on the Cherokee lands.

Mr. Bradford the clerk of the senate delivered in at the speakers table,

A petition of Temperance W. Smith by her next friend Samuel H. Laughlin, praying for a divorce from her husband Thomas B. Smith.

Also a petition of Alexander Brown, praying additional compensation as keeper of the justices records of the county of Greene.

Also a petition of sundry justices of the peace of the county of Humphreys, praying an increase of their powers in laying taxes for the payment of jurors.

Also a petition of sundry inhabitants of the county of Humphreys, praying that William Combs may be authorised to hawk and peddle without licence.

Also a petition of William Hendry, praying that his illegitimate children, Thornton and Joseph may be legitimated.

Ordered, That the said petitions be referred to the committee of propositions and grievances

Also a petition of sundry inhabitants residing south and west of the congressional reservation line, pray-

ing that they may be allowed compensation for their improvements.

Ordered, That the said petition be referred to the committee on the Chickasaw lands.

Also a return of the aggregate amount of free voters in the county of Overton.

Ordered, That the said return be referred to the enumeration committee.

Mr. Williams (of Davidson) presented the return of the county court clerk of justices of the peace, and captains companies in the county of Davidson.

Ordered, That the said return be referred to the committee appointed to examine the returns of clerks on that subject.

The house adjourned until to-morrow morning 8 o'clock.

WEDNESDAY October 20, 1819.

The house met according to adjournment.

On motion of mr. Miller,

The house took up and concurred in the resolution of the senate of the 7th instant, that the senate meet the house of representatives in the representatives hall, on this day for the purpose of electing judges to fill the respective vacancies in the supreme and circuit courts of this state, except the judges of the third and fifth circuits.

Whereupon, on motion of of Mr. Grundy,

Ordered, That the clerk do at the time he informs the senate of the concurrence of this house in their resolution, also request them at the same time to go into the election of a treasurer for west Tennessee.

Whereupon, a message was received from the senate by mr. Bradford their clerk.

Mr. speaker and gentlemen of the house of representatives:

The senate concur in your proposition to go into the election of a treasurer for West Tennessee on this day at 12 o'clock.

Mr. Locke, introduced, a bill to prohibit justices of

the peace form staying executions upon judgments, which they may hereafter render.

Mr. Blake, introduced a bill to divorce Temperance W. Smith from her husband Thomas B. Smith. And,

Mr. Mitchell, from the committtee on public roads, reprted a bill for the better regulation of turnpike roads in this state.

Which bills were severally put upon their first reading in this house passed, and,

Ordered, To be sent to the senate.

Ordered, That mr. Blake have leave to withdraw a petition of Temperance W. Smith.

A bill to make legitimate Rufus Morgan Bennett and Sally Bennett.

A bill to enlarge the town of *W*inchester.

A bill to allow the county court of Smith to lay an additional county tax for the purpose of building an office for the clerks and register of said county.

A bill to legalize the judicial acts of Cullin Curlee.

A bill authorizing a deed from Richard Dobbs Spaight, to *W*ilson Blount to be registered.

A bill to asthorize the commissioners of the town of Gainsborough in the county of Jackson to make such further allowance as they may think proper to James Hancock and Thomas Maury.

A bill to authorize the county court of Franklin to lay a tax for the purpose of building a jail in said county.

A bill for the relief of James *W*ills. And,

A bill to prevent the abatement of suits in certain cases.

*W*ere severally put upon their third reading in this house passed, and,

Ordered, To be sent to the senate.

On motion of mr. Miller,

The house took up, a bill to secure debts due by the banks of this state to individuals, when

Mr. Grundy, made a motion to strike out the whole of the first section of said bill as follows, (to wit.)

Sec. 1. *Be it enacted by the General Assembly of the State of Tennessee*, That if at any time after the passage of this act, the holder or holders of any bank bill or bills note or notes, on any of the banks of this state, shall present the same for payment, at the bank where the said bill or bills, note or notes are made payable, and the same shall be refused, it shall be lawful for such holder or holders, to require of the president or cashier of such bank or banks, to issue to him or them, a certificate for the full amount of the note or notes, for which payment may have been demanded: Which certificate so issued, shall bear interest of eight per. centum per. annum until the same be paid, which certificate shall be negotiable as other bills and notes are now negotiable *Provided nevertheless*, That the holder or holders of such bills or notes, shall upon the receipt of a certificate as aforesaid, deliver up to said president or cashier, the bills or notes for which he may have received a certificate; and the question thereon being taken, it was determined in the negative.—Yeas 14—Nays 23.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Fentress (speaker,) Anderson, Blake, Brittain, Conn, Cheatham, Grundy, Jetton, Martin, McAlister, Mitchell, Tilman, Williams (of Davidson,) and Young.

Those who voted in the negative are,

Messrs. Allen, Bradford, Bridgman, Carriger, Clack, Cross, David, Daugherty, Dulaney, Edwards, Gray, Hill, Hughes, Kelly, Kimball, Lawson, Locke, Massengill, Miller, Perkins, Taylor, Tipton, and Williams (of Roane.)

Whereupon Mr. David made a motion to amend the said bill by adding thereto the following section, (to wit.)

Sec. 1. *Be it enacted*, That this act shall take effect, and "be in force from and after the first day of January 1821," and the question therein being taken, it

was determined in the negative—Yeas 17,—Nays 19.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Allen, Anderson, Blake, Bridgman, Brittain, Cheatham, David, Edwards, Grundy, Jetton, Lock, Martin, McAlister, Mitchell, Tilman, Williams, (of Davidson,) and Young.

Those who voted in the negative are,

Messrs. Fentress (Speaker,) Bradford, Carriger, Clack, Cross, Daugherty, Dulany, Gray, Hill, Hughes, Kelly, Kindall, Locke, Massengill, Miller, Perkins, Taylor, Tipton, and Williams of Roane.

Whereupon on motion of mr. Young.

Ordered, That the said bill lie on the table, and be made the order of the day, for Thursday the 28th instant.

Mr. Young introduced a bill to change the proprietors of a toll bridge across the north fork of Holston river.

*W*hich was put upon its first reading in this house passed. And,

Ordered, To be sent to the senate.

The hour having arrived at which both houses were to convene in the hall of this house by previous arrangement, for the purpose of going into the election of a judge of the supreme court of errors and appeals, to fill the vacancy occasioned on the bench of said court by the death of the honorable Archibald Roane.

Also for a judge of the first circuit to fill the vacancy occasioned by the resignation of the honorable Thomas Emmerson.

Also of a Treasurer for west Tennessee, and a surveyor general of the 4th district to fill the vacancy occasioned by the resignation of Colonel John McClellan.

Ordered, That the clerk inform the senate that this house is ready to receive them for that purpose.

Immediately after which mr. speaker and the gentlemen of the senate were announced and invited to walk

in; when the two houses proceeded jointly first to the election of a judge of the supreme court, the honorable Thomas Emmerson in nomination, and on collecting and counting out the ballots, it appeared that Thomas Emmerson had 52.

The two houses next proceeded to the election of a judge of the circuit court for the first circuit.

The honorable Samuel Powell in nomination, and on collecting and counting out the ballotts, it appeared that Samuel Powell had 55.

The two houses next proceeded to the election of a treasurer of west Tennessee, mr Thomas Crutcher in nomination, and on collecting and counting out the ballots it appeared that Thomas Crutcher had 54.

The two houses proceeded lastly to the election of a surveyor general of the 4th district, John Purris esqr. in nomination, and on collecting and counting out the ballots, it appeared that John Purris had 54.

Whereupon, the honorable, the speaker of the senate proclaimed Thomas Emmerson, Samuel Powell, Thomas Crutcher and John Purris were duly and constitutionally elected to fill the respective offices for which they polled, when mr. speaker and the gentlemen of the senate withdrew.

Mr. Anderson porsented a petition of sundry inhabitants of the county of Rutherford, praying that in the event a turnpike road should be opened from Murfreesborough to Nashville, that it may pass through the town of Jefferson.

Ordered, That the said petition lie on the table.

Mr. Daugherty introduced a bill to establish a new county west of Wayne county.

Which was put upon its first reading in this house and passed.

A bill to authorise the register of east or west Tennessee to issue grants in certain cases.

A bill to authorise the drawing of a Lottery for the benefit of Bradley Academy and the Murfreesborough Female Academy in Rutherford county.

A bill to incorporate the inhabitants of the town of Carthage in the county of Smith.

A bill for the relief of William Askew.

A bill to appropriate the amount of a fine imposed upon Benjamin P. Parsons, by the county court of Davidson county.

A bill for the relief of Phillip Phillips's heirs, and Michael Campbell.

A bill for the relief of Isaac McCamen.

A bill for the relief of William Townsend. And,

A bill more effectually to define the dividing line between the counties of Morgan and Overton.

Were severally put upon their second reading in this house and passed.

Ordered, that the said bills be sent to the senate.

A bill from the senate, for the relief of such persons as may suffer by their grants, deeds &c. not being registered within the time limited by law, was taken up and read; and on the question shall the bill pass, it was determined in the negative.

And so said bill was rejected.

A bill to prescribe the duty of the public printer in this state,

Was put upon its third reading in this house, being its last reading in both houses passed. And,

Ordered, to be engrossed.

A bill from the senate to authorise the commissioners herein appointed for the town of Vernon in the county of Hickman, to make deeds to lots sold by the former commissioners of said town. And,

A bill for the relief of the heirs of Michael Kilpatrick, and Thomas Wright.

Were severally put upon their first reading in this house and passed.

Ordered, That the said bills be sent to the senate.

A bill more effectually to restrain the taking of excessive usury, was taken up. And,

Ordered, That Mr. Williams (of Davidson) have leave to withdraw the said bill for amendment.

A bill to amend the laws now in force on the subject of divorces, was taken up. And,

Ordered, That Mr. Grundy have leave to withdraw the said bill for amendment.

The house adjourned until to-morrow morning 9 o'clock.

THURSDAY, October 21, 1819.

The house met according to adjournment.

Mr. Williams (of Roane,) submitted the following resolution which was read, and ordered to lie on the table.

Resolved, That no member of this house, who has had leave of absence, shall again obtain leave for more than one day at any one time, excepting on the forfeiture of his wages for each day he may be absent, and the clerk of this house is required to keep an account of such absentees.

On motion of *Mr.* David,

Resolved. That the public printer be directed to print twenty-two hundred copies of the acts of this general assembly for the different counties, and 775 copies of the journals, and that a joint committee be appointed to make distribution of the same amongst the different counties.

Whereupon mr. speaker appointed messrs. Dulany, Williams (of Davidson,) Carriger and Daugherty, to be of the said committee on part of this house.

Ordered, That the clerk acquaint the senate, therewith and ask their concurrence.

In answer to which a message of concurrence was received from the senate by mr. Bradford their clerk.

Mr. Grundy returned a bill to amend the laws now in force on the subject of divorces, passed October 1799; with a proposed amendment which was adopted.

Whereupon the said bill was put upon its second reading in this house passed, and,

Ordered, To be sent to the senate.

Mr. Grundy presented a letter from General William Carroll, exculpating himself from a charge which he considers to have been made against him in and by the report of the Farmers and Mechanics Bank of Nashville, heretofore made to this general assembly.

Ordered, That the letter lie on the table.

Ordered, That Messrs. Grundy, Mitchell, Hughes, and Perkins, severally have leave of absence from the service of this house, from to-morrow morning until nine o'clock on Monday next the 25th instant.

Mr. Brittain introduced a bill authorising James Bruce to build a dam across duck river,

Which was put upon its first reading in this house and passed.

Mr. Blake presented a report from the President and Cashier of the Fayetteville Tennessee bank, in conformity with a resolution of this general assembly of the 29th ultimo. And,

Mr. Bradford the clerk of the senate, delivered in at the speakers table,

A similar report from the branch of the Nashville bank at Gallatin, and a report of the state bank at Knoxville, with sundry accompanying papers.

Ordered, That the said reports be referred to the select committee appointed to consider the reports of the several banks, in compliance with said resolution.

A bill to establish a new county south west of Rhea and south and east of Bledsoe and Marion counties.

Was put upon its second reading in this house passed, and,

Ordered, To be sent to the senate.

A bill to repeal all that part of the 5th section of an act to amend the laws heretofore in force regulating the inspection of tobacco, passed in 1817.

Was put upon its third reading in this house, passed, and

Ordered, To be sent to the senate.

A bill for the relief of idiots and lunatics.

Was put upon its second reading in this house; and the question thereon being taken, shall the bill pass, it was determined in the negative.

And so, the said was rejected.

Mr. Williams (of Davidson) returned a bill more effectually to restrain the taking excessive usury, with proposed amendments, which were adopted by the house.

Whereupon, mr. Mitchell, made a motion to strike out the whole of said bill from the enacting clause for the purpose of inserting the following section in lieu thereof "that all laws and parts of laws making it usurious or illegal for any person to take or receive any amount more than six per cent. for the loan, or forbearance of money, be and the same are hereby repealed."

And the question thereon being taken it was determined in the negative.—Yeas 1.—Nays 37.

The yeas and nays being required, in the affirmative mr. Mitchell.

Those who voted in the negative are,

Messrs. Fentress (speaker) Allen, Anderson, Blake, Bradford, Bridgman, Brittain, Carriger, Conn, Cheatham, Clack, Cross, David, Daugherty, Dulany, Edwards, Gray, Grundy, Hill, Jetton, Kindall, Lawson, Locke, Massengill, Martin, Miller, Perkins, Prewett, Taylor, Tipton, Tilman, Tunnell, Williams (of Roane) Williams (of Davidson) Yancey and Young.

On motion of mr. Young,

Ordered, That the said bill lie on the table.

A bill for the removal of the registers office of west Tennessee, was taken up, put upon its second reading in this house; and the question thereon being put, shall the bill pass, it was determined in the affirmative.—Yeas 22.—Nays 15.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Anderson, Blake, Bradford, Bridgman, Brittain, Carriger, Conn, Clack, Cross, Edwards,

Gray, Jetton, Locke, Martin, M'Alister, Miller, Perkins, Taylor, Tilman, Tunnell. Williams (of Roane) and Yancey.

Those who voted in the negative are,

Messrs. Fentress (speaker) Allen, Cheatham, David, Daugherty, Dulany, Grundy, Hill, Kindall, Lawson, Massengill, Mitchell, Prewitt, Williams (of Davidson) and Young.

Ordered, That the said bill be sent to the senate.

A bill to divorce Temperance W Smith from her husband Thomas B. Smith, was put upon its second reading in this house and passed.

A bill to authorize the registers of east and west Tennessee to issue grants in certain cases.

A bill to incorporate the inhabitants in the town of Washington in the county of Rhea and for other purposes.

A bill giving time to John G. Sims and Walter Sims to put a slope in a mill dam across Duck river. And,

A bill to authorize plats and certificates to be returned to the registers office in certain cases.

Were severally put upon their third reading in this house and passed.

A bill to prohibit justices of the peace from staying executions upon judgments which they may hereafter render.

Was put upon its second reading in this house and passed.

A bill from the senate, to renduce the county of Hickman to its constitutional limits and for other purposes. And,

A bill to divide the counties of Warren, Marion, Bledsoe, White, Overton and Jackson in solicitorial districts.

Were severally put upon their first reading in this house and passed.

Mr. M'Alister, introduced a bill providing for further time for the registration of grants in this state and for other purposes. And,

Mr. Anderson, a bill more effectually to suppress vice and immorality.

Which bills were severally put upon their first reading in this house and passed.

Ordered, That the said bills be sent to the senate.

A bill to establish the bounds of *Marion* county, was taken up. And,

Ordered, That mr. Gray have leave to withdraw the said bill for amendment.

A bill regulating proceedings on judgments and for other purposes; was taken up, and,

On motion of mr. Anderson.

Ordered, That the said bill lie on the table.

Ordered, That mr. Anderson, have leave to withdraw for amendment, a bill making an allowance for monies heretofore expendad in office rent for the executive department and for other purposes.

Mr. Yancey, presented a petition of sundry inhabitants of the county of Maury; praying that a bill authorizing Robert Burton to enter a certain land warrant or certificate on Little Bigby may not pass.

Ordered, That the said petition lie on the table.

Mr. Bradford the clerk of the senate delivered in at the speakers table,

A petition of sundry inhabitants of this state; praying that battalion musters may be held on some other day than Saturday.

Ordered, That the said petition be referred to the committee on the militia laws.

Also a petition of sundry inhabitants of this state; praying that the Cherokee lands acquired by the late treaty, may be sold, and the payments be made in instalments.

Ordered, That the said petition be referred to the committee on the Cherokee lands.

The house adjourned till to-morrow morning 9 o'clock.

FRIDAY, October 22, 1819.

The house met according to adjournment.

Mr. Anderson, returned a bill making an allowance for monies heretofore expended in office rent for the executive department, and other contingencies, with a proposed amendment, which was adopted by this house.

The said bill was then put upon its second reading passed, and,

Ordered, to be sent to the senate.

A bill to appropriate the amount of a fine imposed on Benjamin P. Parsons. And,

A bill to incorporate the inhabitants of the town of Springfield in the county of Robertson.

Were severally put upon their third reading in this house and passed.

Ordered, That the said bills be sent the senate.

A bill from the senate to alter the name of the town of Maryville in the county of Wilson. And,

A bill for the relief of John Brahan and John Haywood.

Were severally put upon their first reading in this house and passed.

Mr. Williams (of Davidson) introduced a bill to amend the laws in force for the trial of slaves.

Mr. Hill, introduced a bill to amend an act entitled an act to provide for opening and keeping in repair, that part of the road leading from Virginia and North Carolina to Kentucky, which lies between the place called Beans Station in Grainger county, and the ford of Sycamore creek in Claiborne county, passed Nov. 14th, 1815. And,

Mr. Lawson, introduced a bill to appoint commissioners to superintend the opening and completing a road from David Fraziers in the county of Sevier to the top of the Smoakey mountain at Porters Gap.

Which bills were severally put upon their first reading in this house, passed, and

Ordered, to be sent to the senate.

A bill for the relief of the heirs of Michael Kilpatrick and Thomas Wright. And,

A bill to change the proprietors of a toll bridge across the north fork of Holston river.

Were severally put upon their second reading in this house and passed.

A bill for the relief of William Askew.

Was put upon its third reading in this house and passed.

Ordered, That the said bills be sent to the senate.

On motion of mr. Young,

Ordered, That a bill for the relief of Robertson Burton. And,

A bill to establish a new county by the name of Harden.

Ordered, To lie on the table.

A bill from the senate to amend the law respecting executors and administrators, was taken up, and the question being taken shall the said bill pass it was determined in the negative.

Mr. Williams (of Davidson) introduced a bill to regulate the holding county courts, and other purposes, which was put upon its first reading in this house, and the question thereon being taken, shall the bill pass, it was determined in the negative.

And so the said bill was rejected.

Mr. Kelly, presented a return of the clerk of the county court of Greene of the tax list for the year 1818.

Ordered, That the said return be refered to the committee of finance.

Also a return of the said clerk of the aggregate amount of justices of the peace and captains companies in the county of Greene.

Mr. Williams (of Roane) presented a certified copy of the resignation of Jesse Goddard, as a justice of the peace for the county of Morgan. And,

Mr. Lawson, presented a certified copy of Andrew Wells's resignation of justice of the peace in the county of Sevier.

Ordered, That the said return and certified copies

be referred to the select committee appointed to receive and consider them.

Mr. Bradford the clerk of the senate delivered in at the speaker's table.

A petition of sundry inhabitants of the counties of Jefferson and Cocke; praying a turnpike on part of the road leading from New-Port to Sevierville.

Ordered, That the said petition be referred to the committee on public roads.

Also a communication from Samuel *M.* *M'*Korkle to the hon. *Mr.* Seawell, suggesting certain plans for the improvement of the navigation of Cumberland river.

Ordered, That the said communication be referred to the committee on navigation.

Also a petition of sundry inhabitants of the county of Greene; praying that justices fees may be taken away, and constables fees reduced.

Ordered, That the said petition be referred to the committee of propositions and grievances.

Mr. Williams (of Davidson) from the committee for enrolled bills, reported enrolled bills of the following titles to be truly enrolled, viz.

An act to prescribe the duty of the public printer in this state. And,

An act, to authorize the county court of Washington to lay a tax for the purpose of building a court house, prison and stocks in the town of Jonesborough, and other purposes.

Ordered, That the said enroled bills be signed by the speaker of this house and sent to the senate.

Mr. Daugherty, submitted the following resolution which was read and rejected.

Resolved, That the standing rule of this house which prohibits the reconsideration of any bill after the speaker pronounces its rejection be, and the same is hereby rescinded.

Mr. Locke, introduced a bill to define the duty of clerks in certain cases.

Which was put upon its first reading in this house and passed.

A bill to divorce Temperance W. Smith from her husband Thomas B. Smith.

Was put upon its third reading in this house and passed.

Ordered, That the said bills be sent to the senate.

A bill more effectually to suppress vice and immorality.

Was put upon its second reading in this house, and the question being taken thereon it was determined in the negative.

And so the said bill was rejected.

The house adjourned until to-morrow morning 9 o'clock.

SATURDAY, October 23, 1819.

The house met according to adjournment.

A message from the senate by mr. Bradford their clerk.

Mr. speaker and gentlemen of the house of representatives.

Enrolled bills of the following titles have been reported truly enrolled, and signed by the speaker of the senate, viz.

An act to incorporate the Columbia steam boat company.

An act to divorce Temperance W. Smith, from her husband Thomas B. Smith.

An act to legalize the judicial acts of Cullen Curlee.

An act to enlarge the town of Winchester.

An act to repeal a part of the tenth section of the act of assembly of North Carolina respecting bastards.

An act to appropriate the amount of a fine imposed on Benjamin P. Parsons by the county court of Davidson county.

An act for the benefit of the heirs of Thomas Ingram deceased.

An act to divorce Martha A. R. Jones from her husband Alexander W. Jones.

An act to make legitimate Rufus Morgan Bennett and Sally Bennett.

An act to authorize the county court of Franklin county, to lay a tax for the purpose of building a jail in said county and for other purposes.

An act for the relief of James Wills.

An act authorizing a deed from Richard Dobbs Spaight to Wilson Blount to be registered.

An act to allow the county court of Smith to lay an additional tax for the purpose of building an office for the clerks and register of said county.

An act to authorize the commissioners of the town of Gainsborough in the county of Jackson to make such further allowance as they shall think proper to James Haucock and Thomas Murry, and

An act to provide for the payment of the interest on monies due from the citizens residing south of French Broad and Holston, and between the rivers Big Pigeon and Tennessee and for other purposes.

Ordered, That the said enrolled bills be now signed by the speaker of this house, and deposited by the clerk in the office of the secretary of state.

Mr. Daugherty, introduced a bill to prohibit clerks sheriffs and officers from purchasing county certificates at a discount.

Mr. Blake, introduced a bill to authorize Joseph Hinkle to build a set of mills on Elk river.

Mr. Clack, introduced a bill for the benefit of John M'Clish, and

Mr. Martin, introduced a bill for the relief of Henry Rutherford.

Which bills were severally put upon their first reading in this house passed, and

Ordered, To be sent to the senate.

Mr. Williams (of Davidson) presented a memorial of Thomas Washington; praying remuneration for monies expended by him in the state prosecutions against Bennet and Burgess.

Ordered, That the said memorial be referred to the committee of claims.

A bill making an allowance for monies heretofore expended in office rent for the executive department and for other purposes, and

A bill to amend the laws now in force on the subject of divorces.

Were severally put upon their third reading in this house, being their last readings in both houses, passed and

Ordered, to be engrossed.

A bill authorizing James Bruce to build a mill dam across Duck river.

A bill to amend an act entitled an act to provide for opening and keeping in repair that part of the road leading from Virginia and North Carolina to Kentucky, which lies between the place called Beans station in Grainger and the ford of Sycamore creek in Claiborne county, passed Nov. 14th 1815.

A bill for the relief of William Townsend.

A bill to alter the name of the town of Maryville in the county of Wilson.

A bill to authorize the commissioners herein appointed for the town of Vernon in the county of Hickman, to make deeds to lots sold by the former commissioners of the county aforesaid, and

A bill to appoint commissioners to superintend the opening and completing a road from David Fraziers in the county of Sevier, to the top of the Smoakey mountain at Porter's Gap.

Were severally put upon their second reading in this house, passed and

Ordered, To be sent to senate.

Ordered, That mr. M'Alister have leave to withdraw for amendment, a bill to amend the laws in force for the trial of slaves.

Mr. Gray, introduced a bill to divorce Hardy Doyal from his wife Elizabeth.

Which was put upon its first reading in this house,

and the question thereon being taken, it was determined in the affirmative.—Yeas 20.—Nays 12.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Fentress (speaker) Anderson, Blake, Bradford, Bridgman, Brittain, Conn, Clack, Cross, David, Daugherty, Gray, Hill, Lawson, Massengill, Martin, M'Alister, Miller, Prewitt and Yancy.

Those who voted in the negative are,

Messrs. Allen, Carriger, Cheatham, Dulaney, Edwards, Kelly, Kendall, Taylor, Tipton, Tilman, Williams (of Davidson) and Young.

Ordered, That mr. Hill, have leave to withdraw for amendment, a bill to establish a new county west of Rhea and south and east of Bledsoe and Marion counties.

A bill to divide the counties of Warren, Marion, Bledsoe, White, Overton and Jackson into two solicitorial districts was taken up, and

Ordered, That the said bill lie on the table.

A bill for the relief of the heirs of Michael Kilpatrick and Thomas Wright.

A bill to change the proprietors of a toll bridge across the north fork of Holston river, and

A bill for the relief of Alexander Brown.

Were severally put upon their third reading in this house passed, and

Ordered, To be sent to the senate.

A bill to reduce the county of Hickman to its constitutional limits and for other purposes, was taken up, and

On motion of Mr. Daugherty,

Ordered, That the said bill lie on the table.

A bill from the senate to authorize Spencer E. Gibson to open a turnpike road, was

Ordered, to lie on the table.

A bill from the senate to amend an act passed, at Knoxville, on the 4th of December 1807 entitled an act to direct the duty of clerks and sheriffs in certain cases therein mentioned, and

A bill from the senate for the relief of Robert Maury of Hickman county.

Were severally put upon their first reading in this house and passed.

Ordered, That the said bills be sent to the senate.

The house adjourned until Monday morning 9 o'clock.

MONDAY, October 25, 1819.

The house met according to adjournment.

Mr. Anderson from the select committee appointed to examine the returns of the votes given for and against the call of a convention at the last general election made the following report: viz.

Your committee to whom was referred an examination of the number of votes given for and against a convention at the last general election, have had the same under examination, and beg leave to report

The whole number of votes given at the last general election is	42 468
of that number there was in favour of a convention	5 919
and against a convention	17 430
the number of silent votes respecting a convention is	19 119

Your committee in ascertaining the whole number of votes given at the last general election, took for their data the returns made of the votes given to the candidates for governor. There being but a few counties from which a return was made of the whole number of votes given, and the above is the amount of the votes given in thirty seven counties, the balance not having made any return whatever.

All which is respectfully submitted,

S. ANDERSON, Chairman.

Ordered That the said report be sent to the senate.

Mr. Miller introduced a bill for the relief of Spencer Jarnagin.

Mr. Gray introduced a bill to authorise the drawing

of a lottery to build a Masonic hall, in the town of Winchester.

Mr. Anderson introduced a bill to refund to the administrator of William Alexander deceased, monies expended by him for the use of the state,

Which bills were severally put upon their first reading in this house passed. And,

Ordered, To be sent to the senate.

Mr. Gray introduced a bill to provide for removing the obstructions to the navigation of elk river.

Which was read. And,

Ordered, That Mr. Grundy have leave to withdraw the said bill for amendment.

Mr. McAlister returned a bill to amend the laws in force for the trial of slaves, with a proposed amendment, which the house rejected. When,

Ordered, That Mr. David have leave to withdraw said bill for amendment,

Mr. Hill returned a bill to establish a new county south west of Rhea, and south east of Bledsoe and Marion counties.

When the said bill was put upon its third reading in this house.

Amended on motion of Mr. Hill, passed and,

Ordered, To be sent to the senate.

A bill from the senate, to dispose of the lands lying between the rivers Highwassee and Tennessee, and north of Little Tennessee.

Was put upon its first reading in this house & passed.

A bill to authorise Joseph Hinkle to build a set of mills on Elk river,

Was put upon its second reading in this house and passed.

Ordered, That the said bills be sent to the senate.

A bill for the relief of Phillip Phillips's heirs, and Michael Campbell, was put upon its third reading in this house, and the question thereon being taken, it was determined in the affirmative, Yeas 27—Nays—7.

The yeas and nays being required,

Those who voted in the affirmative are,

Messrs. Fentress (speaker,) Allen, Anderson, Blake, Bradford, Brittain, Conn, Cheatham, Clack, Cross, David, Daugherty, Edwards, Gray, Grundy, Hill, Hughes, Jetton, Locke, Massengill, Miller, Prewitt, Taylor, Tipton, Williams (of Roane,) Yancey and Young.

Those who voted in the negative are,

Messrs. Bridgman, Carriger, Dulaney, Kelly, Kindall, McAlister, and Mitchell.

Ordered, That mr. Locke, have leave to withdraw for amendment, a bill to define the duty of clerks in certain cases, and for other purposes,

Ordered, That the said bill be sent to the senate.

Ordered, That mr. Kelly have leave to withdraw for amendment, a bill authorising the removal of the surveyors office, of the 6th district from the town of Jonesborough, to the town of Greeneville.

A bill to prohibit clerks, sheriffs, and other officers from purchasing county certificates at a discount,

Was put upon its second reading in this house, and the question thereon being taken, it was determined in the negative,

And so the said bill was rejected.

A bill from the senate, to annex a part of Davidson county to the county of Williamson, was taken up, and

On motion of mr. Grundy,

Ordered, That the said bill lie on the table.

Mr. Gray returned a bill more effectually describing the bounds of Marion county.

Ordered, That the said bill lie on the table.

Mr. Daugherty presented a petition of sundry inhabitants residing in the late Chickasaw purchase, praying preference rights to their improvements.

Ordered, That the said petition be referred to the committee of propositions and grievances.

A bill to amend the penal laws of this state, and to establish a jail and penitentiary house therein, was taken up. When,

Mr. Grundy made a motion to reinstate the second, third and fourth sections of said bill, which had been

stricken out by the senate; and the question thereon being taken, it was determined in the affirmative, Yeas 36—Nays 2.

The yeas and nays being required,

Those who voted in the affirmative are,

Messrs. Fentress (speaker,) Allen, Anderson, Blake, Bradford, Bridgman, Brittain, Carriger, Conn, Cheatham, Clack, Cross, David, Daugherty Dulany, Edwards, Gray, Grundy, Hill, Hughes, Kelly, Kindall, Lawson, Locke, Massengill, Martin, McAlister, Miller, Prewitt, Tipton, Tunnell, Williams (of Roane,) Williams (of Davidson,) Yancy and Young.

Those who voted in the negative are,

Messrs. Jetton and Mitchell.

Whereupon mr. Grundy made a motion to strike out the words "Kingston in the county of Roane," in the 22d section of said bill, for the purpose of inserting in lieu therof, the words "Carthage in the county of Smith," as the place at which to fix the jail and penitentiary house; and the question thereon being put it was determined in the negative? Yeas 15—Nays 25.

The yeas and nays being required,

Those who voted in the affirmative are,

Messrs. Fentress (speaker,) Blake, Cheatham, Cross, Daugherty, Edwards, Gray, Grundy, Hughes, Jetton, Kindall, Locke, Prewitt, Taylor, and Yancy.

Those who voted in the negative are, Allen, Anderson, Bradford, Bridgman, Brittain, Carriger, Conn, Clack, David, Dulany, Hill, Kelly, Lawson, Massengill, Martin, McAlister, Miller, Mitchell, Tipton, Tunnell, Williams (of Roane,) Williams (of Davidson,) and Young.

Whereupon mr. Grundy made a motion to strike out "Kingston in the county of Roane," for the purpose of inserting "Shelbyville, in the county of Bedford," and the question thereon being taken, it was determined in the negative, yeas 17—nays 21.

The yeas and nays being required.

Those who voted in the affirmative are,

Messrs. Fentress (speaker) Anderson, Blake, Brittain, Cheatham, Daugherty, Edwards, Gray, Grundy, Hughes, Jetton, Kindall, Locke, Prewett, Taylor, Williams (of Davidson) and Yancey.

Those who voted in the negative are,

Messrs. Allen, Bradford, Bridgman, Carriger, Conn, Clack, Cross, David, Dulaney, Hill, Kelly, Lawson, Massengill, Martin, M'Alister, Miller, Mitchell, Tipton, Tunnell, Williams (of Roane) and Young.

Whereupon mr. Grundy made a motion to strike out "Kingston in the county of Roane," for the purpose of inserting "Columbia in the county of Maury;" and the question thereon being taken, it was determined in the negative,—yeas 17—nays 21.

The yeas and nays being required,

Those who voted in the affirmative are

messrs, Fentress (speaker,) Blake, Brittain, Conn, Cheatham, Daugherty, Edwards, Gray, Grundy, Hughes, Jetton, Kindall, Locke, Prewett, Taylor, Williams (of Davidson,) and Yancy.

Those who voted in the negative are,

messrs, Allen, Anderson, Bradford, Bridgman, Carriger, Clack, Cross, David, Dulaney, Hill, Kelly, Lawson, Mrssengill, martin, McAlister, miller, mitchell, Tipton, Tunnell, Williams (of Roane,) and Young.

Whereupon, mr. Grundy made a motion to strike out "Kingston, in the county of Roane," for the purpose of inserting "murfreesborough, in the county of Rutherford," and the question thereon being taken, it was determined in the negative, yeas 15—nays 23,

The yeas and nays being required,

Those who voted in the affirmative are,

messrs. Fentress (speaker,) Anderson, Blake, Brittain, Cheatham, Daugherty, Edward, Gray, Grundy, Hughes, Kindall, Locke, Prewett, Taylor and Yancy.

Those who voted in the negative are,

Messrs. Allen, Bradford, Bridgman, Carriger, Conn, Clack, Cross, David, Dulaney, Hill, Jetton, Kelly, Lawson, Massengill, Martin, McAlister, Miller,

Mitchell, Tipton, Tunnell, Williams (of Roane,) Williams (of Davidson,) and Young.

Whereupon mr. Grundy made a motion to strike out "Kingston in the county of Roane," for the purpose of inserting "Franklin, in the county of Willliamson," and the question thereon being taken, it was determined in the negative,—yeas 16—nays 22.

The yeas and nays being required;

Those who voted in the affirmative are,

Messrs. Fentress (speaker,) Anderson, Blake, Cheatham, Daugherty, Edwards, Gray, Grundy, Hughes, Jetton, Kindall, Locke, Martin, Prewitt, Taylor and Yancy.

Those who voted in the negative are,

Messrs. Allen, Bradford, Bridgman, Brittain, Carriger, Conn, Clack, Cross, David, Dulany, Hill, Kelly, Lawson, Massengill, McAlister, Miller, Mitchell, Tipton, Tunnell, Williams (of Roane,) Williams (of Davidson) and Young.

Whereupon, mr. Grundy made a motion to strike out "Kingston, in the county of Roane," for the purpose of inserting "Nashville in the county of Davidson," and the question thereon being taken, it was determined in the negative—yeas 17—nays 21.

The yeas and nays being required;

Those who voted in the affirmative are,

Messrs. Fentress (speaker,) Blake, Cheatham, Cross, Daugherty, Edwards, Gray, Grundy, Hughes, Kindall, Locke, Martin, Mitchell, Prewitt, Taylor, Williams (of Davidson,) and Yancy.

Those who voted in the negative are,

Messrs. Allen, Anderson, Bradford, Bridgman, Brittain, Carriger, Conn, Clack, David, Dulany, Hill, Jetton, Kelly, Lawson, Massengill, McAlister, Miller, Tipton, Tunnell, Williams (of Roane,) and Young.

Whereupon mr. Cheatham made a motion to strike out "Kingston, in the county of Roane," for the purpose of inserting "Reynoldsburg, in the county of Humphreys, and the question thereon being taken, it

was determined in the negative—yeas 19 nays 28.

The yeas and nays being required,

Those who voted in the affirmative are,

Messrs. Fentress (speaker,) Blake, Cheatham, Edwards, Kindall, Locke, Prewitt, Taylor, Williams (of Davidson,) and Yancy.

Those who voted in the negative are,

Messrs. Allen, Anderson, Bradford, Bridgman, Brittain, Carriger, Conn, Clack, Cross, David, Daugherty, Dulaney, Gray, Grundy, Hill, Hughes, Jetton, Kelly, Lawson, Massengill, Martin, McAlister, Miller, Mitchell, Tipton, Tunnell, Williams (of Roane,) and Young.

Whereupon mr. miller made a motion to strike out "Kingston in the county of Roane" for the purpose of inserting "Knoxville in the county of Knox" and the question thereon being taken it was determined in the affirmative.—Yeas 19.—Nays 17.

The yeas and nays being required, those who voted in the affirmative are,

messrs. Fentress (speaker) Anderson, Blake, Bradford, Bridgman, Brittain, Cheatham, David, Daugherty, Edwards, Grundy, Jetton, Locke, massengill, martin, M'Alister, miller, Prewitt and Yancy.

Those who voted in the negative are,

messrs. Allen, Carriger, Conn, Clack, Cross, Gray, Hill, Hughes, Kindall, mitchell, Perkins, Taylor, Tipton, Tunnell, Williams (of Roane,) Williams (of Davidson) and Young.

Whereupon mr. mitchell made a motion to strike out "Knoxville in the county of Knox" for the purpose of inserting "Washington in the county of Rhea," and the question thereon being taken it was determined in the negative.—Yeas 18.—Nays 21.

The yeas and nays being required, those who voted in the affirmative are,

messrs. Blake, Bridgman, Clack, Cross, Gray Hughes, Jetton, Kelly, Kindall, M'Alister, mitchell,

Perkins, Prewett, Taylor, Tipton, Tunnell, Williams (of Davidson) and Williams (of Roane.)

Those who voted in the negative are,

Messrs. Fentress (speaker) Allen, Anderson, Bradford, Brittain, Carriger, Conn, Cheatham, David, Daugherty, Dulaney, Edwards, Grundy, Hill, Lawson, Locke, massengill, Martin, miller Yancy & Young.

Whereupon mr. Grundy made a motion to strike out "Knoxville in the county of Knox" for the purpose of inserting "Nashville in the county of Davidson," and the question thereon being taken it was determined in the negative.—Yeas 18.—Nays 21.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Fentress (speaker) Blake, Cheatham, Cross, Daugherty, Edwards, Gray, Grundy, Hughes, Kindall, Locke, Martin, mitchell, Perkins, Prewett, Taylor, Williams (of Davidson) and Yancey.

Those who voted in the negative are,

Messrs. Allen, Anderson, Bradford Bridgman, Brittain, Carriger, Conn, Clack, David, Dulaney, Hill, Jetton, Kelly, Lawson, Massengill, M'Alister, Miller, Tipton, Tunnell, Williams (of Roane) and Young.

Whereupon, on motion of mr. Grundy,

Ordered, That the further consideration of said bill be postponed until to-morrow.

The house adjourned until to-morrow morning 9 o'clock.

TUESDAY, October 26, 1819.

The house met according to adjournment.

Mr. Grundy, returned a bill to provide for removing obstructions in the navigation of Elk river, with a proposed amendment, which the house adopted, and

Ordered, That the title of said bill be amended by, [illegible]

gation of the rivers therein named.

Ordered, That mr. Kelly, have leave to withdraw the said bill for amendment.

Mr. Young introduced, a bill to tax hawkers and pedlers, and

Mr. Perkins introduced a bill to authorize the sheriff of Warren county to advertise lands in some paper printed in Nashville or Murfreesborough and for other purposes.

Which bills were severally put upon their first reading in their first reading in this house passed, and

Ordered, To be sent to the senate.

A bill to appoint commissioners to superintend the opening and completing a road from David Fraziers in the county of Sevier, to the top of the Smoakey mountain at Porter's Gap.

Was put upon its third reading in this house, passed, and

Ordered, To be sent to the senate.

Mr. Martin, presented a petition of W. G. Boyd, and others; praying the passage of a law authorizing a grant to issue to them for 640 acres of land on a warrant originially issued to Michael Nash.

Ordered, That the said petition be refered to the committee on land claims.

A bill from the senate to authorize Spencer E. Gibson to open and establish a turnpike road.

Was put upon its first reading in this house, passed, and

Ordered To be sent to the senate.

Mr. Grundy, presented a petition of sundry inhabitants of the town of Nashville; praying that the books of Washington Perkins notary public of Davidson county may be made evidence of the service and transmission of notice to endorsers.

Ordered, That the said petition be refered to a select committee, with instructions to report by bill.

Whereupon mr. Speaker appointed messrs. Grundy, David and Anderson [illegible]

[illegible] mr. Grundy,

The house took up, a bill to amend the penal law of this state and to establish a jail and peaitentiary house therein, when

Mr. Young made a motion to strike out the words "May 1820" for the purpose of inserting in lieu thereof the words "December 1821" as the time at which the said bill should go into operation, and the question thereon being taken it was determined in the affirmative.—Yeas 22.—Nays 17.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Fentress(speaker) Anderson, Blake, Cheatham, Clack, Edwards, Gray, Grundy, Hughes, Jetton, Kelly, Kindall, Locke, Martin, Mitchell, Perkins, Prewitt, Taylor, Tunnell, Williams (of Davidson) Yancey and Young.

Those who voted in the negative are,

Messrs. Allen, Bradford, Bridgman, Brittain, Carriger, Conn, Cross, David, Daugherty, Dulaney, Hill, Lawson, Massengill, M'Alister, Miller, Tipton and Williams of Roane.

Whereupon the said bill was put upon its third reading in this house, and

The question thereon being taken, shall the bill pass, it was determined in the affirmative, yeas 38, nays 1.

The yeas and nays being required, those who voted in the affirmative are

Messrs. Fentress, speaker, Allen, Anderson, Blake, Bradford, Bridgman, Brittain, Carriger, Conn, Cheatham, Clack, Cross, David, Daugherty, Dulany, Edwards, Gray, Grundy, Hill, Hughs, Jetton, Kelly, Lawson, Lock, Massingill, Martin, McAlister, Miller, Mitchell, Perkins, Prewitt, Taylor, Tipton, Tunnell, Williams of Roane. Williams of Davidson, Yancy and Young.

Those who voted in the negative are

Mr. Kindall.

Ordered, That the said bill be sent to the senate.

Mr. Yancy, introduced a bill defining the duty of clerks in the collection of tax,

Which was put upon its first reading in this house and passed.

Ordered, That the said bill be sent to the senate.

The house adjourned till to-morrow morning 9 o'clock.

WEDNESDAY, *October* 27, 1819.

The house met according to adjournment.

Mr. David from the select committee to whom was referred the subject of separate elections.

Reported a bill to lay off and establish separate elections in the state, and the places therein named.

Mr. Mitchell, from the select committee to whom was referred so much of the governors message of the 20th, ultimo. as relates to the boundary line between this state and the state of Georgia : Reported

A bill ratifying and confirming the line run and marked by the commissioners between the states of Tennessee and Georgia in the year 1818.

Mr. Brittain introduced a bill for the relief of Samuel King and John B. Pentergrast.

Mr. Massengill introduced a bill for the relief of millers.

Mr. Taylor introduced a bill for the relief of Joseph Franks, and

Mr. Bridgman introduced a bill to establish the seat of justice of *Marion* county.

Which bills were severally put upon their first reading in this house, passed and

Ordered, To be sent to the senate.

Mr. Kelly returned a bill authorizing the removal of the surveyor's office of the 6th district from the town of Jonesborough to the town of Greenville, with a proposed amendment which the house adopted.

The said bill was then put upon its second reading in this house passed, and

Ordered, To be sent to the senate.

Mr. *M'*Alister presented a petition of John Strain praying remuneration for services heretofore rendered by him as a justice of the peace for this state.

Mr. Tunnell presented the a petition of sundry in-

habitants of the county of Anderson; praying the passage of a law to suppress profane swearing.

Ordered, That the said petition be refered to the committee of propositions and grievances.

A message from the senate by mr, Bradford their clerk.

Mr. Speaker,

Enrolled bills of the following titles have been reported truly enrolled by the committee for enrolled bills, and signed by the speaker of the senate: viz.

An act for the relief of *William* Askew.

An act to establish a new county south west of Rhea and south and east of Bledsoe and Marion counties.

An act giving time to John G. Sims and *Walter* Sims to put a slope in a dam across Duck river.

An act authorizing plats and certificates to be returned to the register's office in certain cases.

An act to incorporate the inhabitants of the town of Springfield in the county of Robertson.

An act to incorporate the inhabitants of the town of Washington in the county of Rhea and for other purposes.

Ordered, That the said enrolled bills be now signed by the speaker of this house, and deposited by the clerk in the office of the secretary of state.

A bill from the senate for the relief of Abraham Jones, and

A bill from the senate concerning the judiciary of this state, and

A bill from the senate to open and establish a turnpike road from a point at or near Walls on Piles turnpike road to intersect the Cumberland turnpike road between Robert Johnsons and the standing stone.

Were severally put upon their first reading in this house passed, and

Ordered, to be sent to the senate.

Mr. Perkins returned a bill for the better securing creditors, with a proposed amendment which was adopted; when the said bill was put upon its second reading in this house, and the question thereon being

taken shall the bill pass it was determined in the negative.

And so said bill was rejected.

A bill for the relief of John M'Clish.

*W*as put upon its second reading in this house passed, and

Ordered, to be sent to the senate.

A bill from the senate for the relief of Abraham Jones was taken up, and

On motion of mr. Dulaney,

Ordered, That the said bill lie on the table until the next session of the general assembly,

Mr. Conn introduced a bill to alter the name of Elizabeth Cowan.

Which was put upon its first reading in this house passed, and

Ordered, to be sent to the senate.

Mr. Miller presented two petitions of sundry inhabitants of this state, praying the passage of a law incorporating a Theological seminary in this state.

Ordered, That the said petitions be referred to a select committee, with instructions to report by bill.

Whereupon, Mr. Speaker appointed *Messrs.* Prewitt, Dulaney, Anderson, and Grundy; to be of the said committee.

Mr. Brittain presented a petition of the officers of the 28th regiment of Tennessee militia, praying that the times of holding regimental musters may be changed.

Ordered, That the said petitions be referred to the committee on the militia laws.

A bill authorising James Bruce to build a mill dam across Duck river.

A bill to incorporate the inhabitants of the town of Carthage, in the county of Smith.

A bill to amend an act "entitled an act to provide for opening and keeping in repair that part of the road leading from Virginia and North Carolina to Kentucky, which lies between the cross roads at the place called Bean's Station, in Grainger county, and the ford

of Sycamore creek in Claiborne county, passed November 14th, 1815. And,

Were severally put upon their third reading in this House passed and,

Ordered, To be sent to the senate.

A bill for the relief of William Townsend,

*W*as put upon its third reading in this house, being its last reading in both houses, passed and,

Ordered, To be engrossed.

Mr. Williams (of Davidson,) from the committee of enrolled bills, reported that the committee had examined enrolled bills of the following titles, and found the same to be truly enrolled, (viz,)

An act making an allowance for monies heretofore expended in office rent for the executive department, and for other contingencies.

An act to amend the laws now in force on the subject, of divorces, passed 1799, and,

An act for the relief of Michael Kilpatrick and Thomas Wright.

Ordered, That the said enrolled bills be signed by the speaker of this house, and that the clerk do carry the said bills to the senate.

A bill to divorce Hardy Doyle from his wife Elizabeth.

Was put upon its second reading in this house, and the question theron being taken, "shall this bill pass," it was determined in the negative—yeas 12—nays 21.

The yeas and nays being required,

Those who voted in the affirmative are,

Messrs. Fentress (speaker,) Allen, Bridgman, Brittain, Cross, David, Daugherty, Gray, Lawson, Martin, *M*assengill, and *M*iller,

Those who voted in the negative are,

Messrs. Anderson, Carriger, Cheatham, Dulany, Edwards, Hill, Hughes, Jetton, Kelly, Kindall, Locke, McAlister, Mitchell, Perkins, Prewitt, Taylor, Tipton, Tunnell, *W*illiams, [of Roane,] Williams [of Davidson,] and Young.

And so the said bill was rejected.

On motion of mr. Daugherty,

Resolved, by the general assembly of the state of Tennessee, that John W. Nunnely, Miles Morrison, Samuel *M*cBride, John Robinet, *W*illiam Walker, Reubin *K*yle, John *M*eredith, Carey *W*. Pope, Isaac Barr, Daniel Culburth, John Ingram, Jesse Cypert, Henry Raburn, Henry Grimes, William Pyburn, William Curtis, and Joseph W. Barnett, be and they are hereby appointed acting justices of the peace, in and for the county of *W*ayne, with all the powers, privileges and emoluments appertaining, and of right belonging to justices of the peace for this state.

Ordered, That the clerk do carry the said resolution to the senate, and ask their concurrence therein.

In answer to which a message of concurrence was received from the senate by Mr. Bradford their clerk.

A bill to alter the name of the town of Maryville, in the county of *W*ilson, and for other purposes.

Was put upon its third reading in both houses, passed and,

Ordered, To be engrossed.

A bill for the relief of John Brahan and John Haywood,

Was put upon its second reading in this house, and the question thereon being taken, "shall the bill pass," it was determined in the negative.

A bill defining more particularly the duty of clerks and sheriff's in the collection of tax,

Was put upon its second reading in this house.

And the question thereon being taken, "shall the bill pass," it was determined in the negative;

And so the said bills were rejected.

Mr. Kindall introduced a bill to establish a town at the mouth of the Saline creek, in the county of Stewart, and

Mr. Massengill introduced a bill supplementary to an act passed the 24th of November 1817; entitled, "an act to provide for opening the navigation of the rivers therein named."

Which bills were severally put upon their first reading in this house passed, and

Ordered, To be sent to the senate.

A bill from the senate, for the releif of the heirs of Nathaniel Taylor.

A bill from the senate, supplemental to an act passed at Nashville, October 13 1815, for the relief of such persons as did proceed to press arms daring the late war.

A bill from the senate, to prolong the time for opening and clearing out lick creek.

And a bill from the senate regulating certain proceedings at law,

Were severally put upon their first reading in this house, passed and,

Ordered, To be sent to the senate.

A bill to authorise the sheriff of *W*arren county, to advertise lands in some paper printed in Nashville or *M*urfreesborough, and for other purposes. And,

A bill to refund to the administrator of *W*illiam Alexander deceased, monies expended by him for the use of the state.

*W*ere severally put upon their second reading in this house and passed.

Ordered, That Mr. *W*illiams [of Roane] have leave to withdraw for amendment, a bill more fully to define the dividing line between the counties of Overton and Morgan.

A bill to authorise Joseph Hinkle to build a set of mills on Elk river,

*W*as put upon its third reading in this house and

Ordered to be sent to the senate.

A bill more effectually to prevent frauds and perjuries, was taken up, when Mr. Mitchell proposed an amendment to the said bill, and before the question thereon was taken, on motion of Mr. Young,

Ordered That the said bill lie on the table.

The house adjourned till to-morrow morning 9 o'clock.

THURSDAY, October 23, 1819.

The house met according to adjournment.

Mr. Williams [of Davidson] from the committee for enrolled bills of the following titles, and found the same to be truly enrolled, viz.

An act for the relief of william Townsend, and

An act to alter the name of the town of Maryville in the county of Wilson, and for other purposes.

Ordered that the said enrolled bills be signed by the speaker of this house, and sent to the senate.

On motion of Mr. David,

The house took up a bill to recommend to the citizens of the state of *Tennessee* to vote for or against the call of a convention at the next general elections in August 1821,

When the said bill was put upon its first reading in this house passed, and

Ordered To be sent to the senate.

Mr. Williams [of Davidson] introduced a bill for the relief of James Vinson.

Mr. Anderson introduced a bill for the relief of the heirs of Willoughby Williams deceased.

Mr. mass engill introduced a bill more effectually to prevent obstructions to the navigation of the rivers of this state.

Mr. Taylor introduced a bill for keeping in repair a turnpike road from Sparta in the county of White, to the intersection of the Cumberland turnpike road, at or near Daddy's creek.

Mr. Dulany introduced a bill to tax the proprietors of turnpike roads,

Which bills were severally put upon their first reading in this house passed, and

Ordered, To be sent to the senate.

A bill to authorise the drawing of a lottery to build a Masonic Hall in Winchester.

Was put upon its second reading in this house, and the question theron being taken, "shall the bill pass," it was determined in the affirmative, yeas 23, nays 14.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Fentress (speaker,) Allen, Anderson, Bradford, Brittain, Conn, Cheatham, Clack, Cross, David, Daugherty, Dulany, Edwards, Gray, Lawson, Locke, Martin, Miller, Mitchell, Perkins, Williams (of Roane,) Yancy and Young.

Those who voted in the negative are,

Messrs. Bridgman, Carriger, Hill, Hughes, Kindall, Kelly, Massengill, McAlister, Prewitt, Taylor, and Williams (of Roane.)

Mr. Clack introduced a bill to establish the seat of justice of Lawrence county,

Which was put upon its first reading in this house and passed.

A bill for the releif of Joseph Franks.

A bill for the relief of millers.

A bill to altar the name of Elizabeth Cowan.

A bill to establish the seat of justice of Marion county. And,

A bill for the releif of Samuel King and John B. Pentergrast.

Were severally put upon their second reading in this house and passed.

A bill for the releif of John M'Clish,

Was put upon its third reading in this house and passed.

Ordered, That the said bills be sent to the senate.

A bill to tax hawkers and pedlers,

Was put upon its second reading in this house, and the question thereon being taken, "shall the bill pass," it was determined in the affirmative, yeas 31, nays 5.

The yeas and nays being required,

Those who voted in the affirmative are,

Messrs. Fentress (speaker,) Anderson, Bradford, Bridgman, Brittain, Carriger, Conn, Cheatham, Clack, Cross, David, Daugherty, Dulany, Edwards, Gray, Hill, Hughes, Jetton, Kelly, Lawson, Massengill, Mar-

tin, McAlister, Miller, Mitchell, Perkins, Taylor, Tunnell, Williams (of Roane,) Yancy and Young.

Those who voted in the negative are,

Messrs. Allen, Kindall, Locke, Prewitt and Tipton.

Ordered, That the said bills be sent to the senate.

A bill for the relief of Sherwood P. Record,

Was taken up, amended by mr. Anderson; put upon its second reading in this house, passed and,

Ordered, To be sent to the senate.

On motion of mr. Miller,

The house took up a bill the better to secure debts due by the banks of this state to individuals.

When Mr. Mitchell made a motion to lay the said bill on the table until Monday next,

Which motion the house rejected.

Whereupon mr. Mitchell asked leave of the house to withdraw the said bill for amendment; and the question thereon being taken, it was determined in the affirmative—yeas 50—nays 6.

The yeas and nays being required,

Those who voted in the affirmative are,

Messrs. Fentress (speaker,) Allen, Anderson, Bridgman, Brittain, Conn, Cheatham, Cross, David, Daugherty, Dulany, Edwards, Hill, Hughes, Jetton, Kelly, Kindall, Lawson, Locke, Massengill, Martin, McAlister, Mitchell, Perkins, Prewitt, Tipton, Tunnell, Williams (of Davidson,) Yancy and Young.

Those who voted in the negative are,

Messrs. Carriger, Clack, Gray, Miller, Taylor and Williams (of Roane,)

Mr. Hughes introduced a bill for the relief of Lot Hazard.

Mr. Kindall introduced a bill to establish a new county north of Wayne county, west of Hickman, and south of Humphreys county.

Mr. Allen introduced a bill for the relief of Obediah Going.

Mr. Hill introduced a bill to provide for the payment of state and county tax. And,

Mr. Massengill introduced a bill to prevent fraud in manufacturing and sale of flour.

Which bills were severally put upon their first reading in this house passed. And,

Ordered, To be sent to the senate.

Mr. Locke reported a bill to define the duty of clerks in certain cases, with a proposed amendment which the house adopted, and

Ordered, That the title of said bill be, a bill to amend the laws now in force, for the purpose of settling with collectors of taxes, and for other purposes.

Whereupon the said bill was put upon its second reading in this house and passed.

A bill from the senate, to limit more definitely the fees of clerks in certain cases.

A bill from the senate, to regulate the duties of the circuit judges.

A bill from the senate, for the relief of Michael Fisher, and

A bill from the senate, to restore Moses Musgrove to his former privileges,

Were severally put upon their first reading in this house and passed.

Ordered, That the said bills be sent to the senate.

A bill to establish separate elections in this state, at the places therein named, was taken up, when mr. Massengill moved to amend the said bill by adding thereto the following section. (*viz.*)

"*Be it enacted*, That there shall be established a separate election in the county of Grainger, at the house of Joseph Nacy's, on the south side of Holston river, in addition to the one heretefore authorised by law."

And the question thereon being taken, it was determined in the affirmative.

Whereupon the said bill was put upon its second reading in this house and passed.

A bill to amend an act passed at Knoxville on the 4th of December 1807; entitled, "an act to direct the

duty of clerks and sheriffs in certain cases therein mentioned, and for other purposes.

A bill for the relief of Robert Maury of Hickman county.

A bill ratifying and confirming the line run and marked by commissioners, between the states of Tennessee and Georgia in the year 1818.

And a bill authorising persons to commence and prosecute a suit at law upon any lost bond, obligation or other instruments of writing therein mentioned.

Were severally put upon their second reading in this house and passed.

Ordered, That the said bills be sent to the senate.

Mr. Williams (of Davidson) introduced a bill to amend the laws in force, authorising a change of venue, which was put upon its first reading in this house, passed, and

Ordered to be sent to the senate.

A bill for the relief of Henry Rutherford, was put upon its second reading in this house, and the question thereon being taken, shall the bill pass? it was determined in the negative,

And so the said bill was rejected.

A bill to authorise the commissioners herein appointed for the town of Vernon, in the county of Hickman, to make deeds to lots sold by the former commissioners, for the county aforesaid:

Was put upon its third reading in this house, being its last reading in both houses, passed, and

Ordered to be engrossed.

A bill for appointing Wardens and making provision for the poor,

Was put upon its second reading in this house, and the question thereon being taken, shall the bill pass, it was determined in the negative.

Yeas 10, nays 23.

The yeas and nays being required,

Those who voted in the affirmative are

Messrs. Brittain, Cheatham, David, Edwards, Hill, Hughes, Kelly, Martin, McAlister and Mitchell.

Those who voted in the negative are—Messrs. Fentress, (speaker) Allen, Anderson, Carriger, Conn, Clack, Cross, Daugherty Dulany, Gray, Kindall, Lawson, Locke, Massingill, Miller, Perkins, Prewett, Taylor, Tipton, Tunnell, Williams (of Roane) Williams (of Davidson) and Yancy.

And so the said bill was rejected.

The house adjourned until to-morrow morning 9 o'clock.

FRIDAY, October 29, 1819.

The house met according to adjournment.

Mr. Williams (of Davidson) from the committee of enrolled bills, reported bills of the following titles, to be truly enrolled, viz.

An act for the relief of Philip Phillip's heirs and Michael Campbell.

An act to authorise the commissioners herein appointed, for the town of Vernon, in the county of Hickman, to make deeds to lots sold by the former commissioners, for the county aforesaid.

An act to authorise Joseph Hinkle, to build a set of mills on Elk river, and

An act for the benefit of John M'Clish.

Ordered, That the said enrolled bills be signed by the speaker of this house and sent to the senate.

Mr. Polk the clerk of the senate, delivered in at the speakers table, a report from the committee of propositions and grievances.

Signed by

EDWARD DOUGLASS, Chr.

On a petition of William Clay of Grainger county.

On a petition of William Hendry, in behalf of his illegitimate children, Thornton and Joseph.

On a petition of the justices of Humphreys county, praying to be authorised to lay an additional tax to pay jurors in said county.

On a petition of sundry inhabitants of Williamson county, praying to be attached to Rutherford county.

On a petition of the citizens of Morgan county, in relation to the ranges in said county.

On a petition of sundry inhabitants of Rutherford county, in behalf of the heirs of Letlice Litile.

And the resolutions therein contained were concurred in by the house, as follows, viz.

Resolved That the prayers of the petitioners respectively ought to be granted.

The committee also reported on a petition of sundry citizens of Humphreys county, in behalf of William Combs.

On a petition of sundry citizens of Rutherford county, in behalf of John B. Parsons.

On a petition of Alexander Brown of Greene county.

On a petition of sundry citizens of Bedford county, in behalf of the administrator of John Mason, deceased.

And the resolutions therein contained, were concurred in by the houseas follows, viz.

Resolved, That the prayers of the petitioners respectively ought not to be granted.

Mr. Miller introduced a bill authorising the surveyor general, south of the rivers French Broad and Holston to complete the surveys therein mentioned.

Mr. Carriger introduced a bill to appoint additional trustees for Duffield academy, in the county of Carter.

Mr. Mitchell introduced a bill to repeal an act entitled an act, prescribing what shall be legal probate of deeds of conveyance of lands and mortgages, where such probate shall be made without the limits of this state, and within the limits of the United States, and for other purposes, passed at Knoxville the 28th of October, 1797.

Mr. Williams (of Roane) introduced a bill for the relief of the citizens of Morgan county.

Mr. Prewitt introduced a bill concerning the payment of state tax on law process.

Which bills were severally put upon their first reading in this house, passed, and

Ordered, to be sent to the senate.

Ordered, That Mr. Edwards have leave of absence from the service of this house, from to-day, until Monday next.

A bill for the relief of millers.

A bill for the relief of Joseph Franks.

A bill to alter the name of Elizabeth Cowan, and

A bill to establish the seat of justice of Marion county,

Were severally put upon their third reading in this house, passed, and

Ordered to be sent to the senate.

A bill to prolong the time of opening and clearing out Lick creek.

A bill for the relief of James Vinson, and

A bill to establish a town at the mouth of the Saline creek, in Stewart county.

Were severally put upon their second reading in this house, passed, and

Ordered to be sent to the senate.

A bill to recommend to the citizens of this state, to vote for or against the call of a convention, at the next general elections in August, 1821:

Was put upon its second reading in this house, and the question thereon being taken "shall the bill pass," it was determined in the negative,

And so the said bill was rejected.

A bill for the relief of Robert Maury of Hickman county,

Was put upon its third reading in this house, (being its last reading in both houses,) passed, and

Ordered to be engrossed.

The speaker laid before the house, a report from the branch of the state bank at Jonesborough, in conformity with a resolution of the general assembly of the 29th ultimo.

Ordered, That the said report be referred to the select committee, appointed to consider the reports made in pursuance of the said resolution.

On motion of Mr. Jetton,

Resolved, That our senators in congress, are hereby instructed, and our representatives are hereby requested to use their best exertions to procure the passage of a law by congress, to secure the payment of lost property, by the officers and soldiers in the prosecution of the Seminole war, in the year 1818.

Ordered, That the clerk do carry the said resolution to the senate and ask their concurrence therein.

Ordered, That *Mr.* Massengill have leave to withdraw for amendment,

A bill more effectually to prevent obstructions to the navigation of the rivers of this state.

Ordered, That *Mr.* Miller, have leave to withdraw for amendment,

A bill for keeping in repair the turnpike road leading from Sparta, in the county of White, to the intersection of the Cumberland turnpike road, at or near Daddys creek.

Mr. Williams (of Davidson) presented a memorial of Benjamin Poyzer, and a petition of sundry inhabitants of the county of Davidson, praying the passage of a law authorising aliens to take real and personal property in this state by inheritance.

Ordered, That the said memorial and petition be referred to a select committee, consisting of Messrs. *Williams* (of Davidson) Anderson, Prewett & Yancy

A bill supplemental to an act, passed at Nashville, October 13, 1815, for the relief of such officers or persons as did proceed to press arms, during the late war,

Was taken up, and,

Ordered, That Mr. Kindall have leave to withdraw the said bill for amendment.

A bill to establish the seat of justice of Marion county,

Was taken up, and

On motion of Mr. Clack.

Ordered, That the said bill lie on the table.

A bill for the relief of the heirs of *Willoughby Williams*,

Was taken up, and on motion of Mr. Cross.

Ordered, That the said bill lie on the table.

Mr. Clack introduced a bill to incorporate the inhabitants of the town of Pulaski, in the county Giles, and

Mr. Massengill introduced a bill appointing commissioners to settle with William Clay and others former commissioners of the town of Rutledge.

Which bills were put upon their first reading in this house, passed, and

Ordered to be sent to the senate.

A bill supplementary to an act passed the 24th of November, 1817, entitled "an act to provide for the opening the navigation of the rivers therein mentioned."

A bill for the benefit of Michael Fisher.

A bill for the relief of the heirs of Nathaniel Taylor, and

A bill for the relief of Lot Hazard.

Were severally put upon their second reading in this house, passed, and

Ordered to be sent to the senate.

A bill to authorise the sheriff of Warren county, to advertise lands in some paper printed in Nashville or Murfreesborough, and for other purposes.

Was put upon its third reading in this house, passed, and

Ordered to be sent to the senate.

A bill to increase the compensation of jurors in this state, and for other purposes.

Was put upon its third reading in this house, and the question thereon being taken, shall the bill pass,

It was determined in the negative.

Yeas 16, nays 16.

The yeas and nays being required:

Those who voted in the affirmative are,

Messrs. Fentress (speaker,) Allen, Anderson, Bridgman, Clack, David, Daugherty, Gray, Hughes, Jetton, Kindall, Massingill, Martin, Perkins, Williams, (of Davidson) and Yancy.

Those who voted in the negative, are

Messrs. Bradford, Brittain, Carriger, Conn, Cheatham, Cross, Hill, Lawson, Locke, M'Alister, Miller, Mitchell, Prewitt, Taylor, Tipton and Tunnel.

And so the said bill was rejected.

Mr. Kelly returned a bill to provide for the improvement of the navigation of the rivers therein amed,

With a proposed amendment, and before the question thereon was taken,

On motion of Mr. Miller,

Ordered, That the said bill and amendment lie on the table.

The house adjourned until to-morrow morning 9 o'clock.

SATURDAY, October 30, 1819.

The house met according to adjournment.

Mr. Williams (of Davidson) from the committee of enrolled bills, reported bills of the following titles, and found the same to be truly enrolled, (viz,)

An act to incorporate the inhabitants of the town of Carthage, in the county of Smith and for other purposes.

An act for the relief of Robert Maury of Hickman county.

An act to change the proprietors of a toll bridge across the north fork of Holston river.

An act to alter the name of Elizabeth Cowin, daughter of Margaret Cowin of Sumner county, to that of Elizabeth *W*hite.

Ordered That the said enrolled bills be signed by the speaker of the house and sent to the senate.

Mr. Miller returned a bill for keeping in repair the turnpike road from Sparta, in the county of White, to the intersection of the Cumberland turnpike road, at or near Daddys creek;

*W*ith a proposed amendment, which the house adopted.

The said bill was then put upon its second reading in this house and passed.

A bill to provide for the payment of state and county tax.

And a bill to appoint additional trustees for Duffield academy, in the county of Carter.

Were severally put upon their second reading in this house and passed,

Ordered, That the said bills be sent to the senate.

Mr. Daugherty introduced a bill for the relief of Elizabeth *W*alker,

*W*hich was put upon its first reading in this house, passed, and

Ordered to be sent to the senate.

Mr. Williams (of Davidson) from the select committee to whom was referred the memorial of Benjamin Poyzer, and

A petition of sundry inhabitants of the county of Davidson.

Reported a bill for the relief of Benjamin Poyzer, and for other purposes:

*W*hich was put upon its first reading in this house, passed, and

Ordered to be sent to the senate.

Ordered, That *Mr.* Mitchell have leave to withdraw for amendment,

A bill to limite more definitely the fees of clerks in certain cases:

And a bill to establish the line of the counties of Rhea and Roane.

A bill ratifying and confirming the line run and marked by the commissioners between the states of Tennessee and Georgia, in the year 1818,

Was put upon its third reading in this house and passed.

A bill providing for the registration of grants in this state and for other purposes.

A bill regulating certain proceedings at law.

A bill to repeal an act entitled an act prescribing what shall be legal probate of deeds of conveyance

of lands and mortgages, where such probate shall be made without the limits of this state and within the limits of the United States and for other purposes, passed at Knoxville the 28th of October 1797.

And a bill authorising the surveyor general south of the rivers French Broad and Holston, to complete the surveys therein mentioned,

Were severally put upon their second reading in this house, passed, and

Ordered to be sent to the senate.

A bill from the senate, for the relief of the citizens therein alluded to, and

A bill introduced by mr. Martin, for the relief of Oliver Crenshaw, and the heirs of John Crawford deceased,

Were severally put upon their first reading in this house, passed and,

Ordered To be sent to the senate.

Mr. Clack presented a petition of sundry citizens, residing south and west of the congressional reservation line, praying a right of preference to enter their improvements.

Ordered, That the said petition lie on the table.

A bill to establish a new county north of *Wayne* county, west of Hickman and south of Humphreys.

Was taken up, and on motion of mr. Prewitt,

Ordered, That the said bill lie on the table.

A bill to amend an act passed at Knoxville on the 4th of *December* 1807, entitled, "an act to direct the duty of clerks and sheriffs in certain cases therein mentioned, and for other purposes,

Was taken up, when mr. David proposed an amendment thereto, which the house adopted.

Ordered, That the clerk do carry the said amendment to the senate, and ask their concurrence therewith.

The house adjourned until monday morning 9 o'clock.

MONDAY, November 1, 1819.

The house met according to adjournment.

On motion of mr. *Miller*,

The house took up a bill making provision for the adjudication of North Carolina land claims, and for satisfying the same by an appropriation of the vacant soi south and west of the congressional reservation line. When,

Mr. Miller made a motion to reinstate the 3d, 4th, 5th and 6th sections of the said bill, which had been stricken out by the senate, "providing for the divis- "ion of the country to be disposed of into sections, "by the running of lines at the distance of —— apart." And the question thereon being taken, it was determined in the affirmative, yeas 21, nays 13.

The yeas and nays being required.

Those who voted in the affirmative are,

Messrs. Allen, Blake, Bradford, Bridgman, Carriger, Conn, Cheatham, Clack, David, Dulaney, Gray, Grundy, Hill, Hughes, Lawson, Martin, McAlister, Miller, Tipton, Williams (of Davidson,) and Yancy.

Those who voted in the negative are,

Messrs. Fentress, Brittain, Cross, Daugherty, Jetton, Kelly, Kindall, Locke, Perkins, Prewitt, Taylor, Tunnell, and Williams (of Roane.)

The said bill was then read to the 9th section, when Mr. Clack made a motion to add the following proviso thereto, (viz.)

"Provided nevertheless, that it shall and may be "lawful, and the surveyors of the respective districts "south and west of the congressional reservation, and "north of the Tennessee river, are hereby required, in "all cases where any person or persons, shall on the "day or days by this act appointed for drawing for "preference of entry, or at any time previous thereto, "produce to the surveyor of the district in which "such person or persons reside, a good and legal war- "rant or certificate, issued by the commissioner or "commissioners of east or west Tennessee, for two "hundred acres or the quantity proposed to be enter- "ed, and shall at the same time file with the said sur- "veyor, together with the warrant, the deposition of "two respectable persons taken at the county court of

"some county in this state, sworn to in said court, and "certified by the clerk thereof; setting forth that they "the deponents were acquainted with the spot or piece "of ground intended to be entered, that the same is "within his the surveyors district, and that they are "also acquainted with the person or persons claiming "said warrant, and that such person or persons actu- "ally resided within such surveyors district, on the "1st day of May 1819. Then and in that case, it shall "be the duty of such surveyor to permit such person "or persons, to make an entry for any quantity of "land not exceeding two hundred acres, including their "improvement without drawing for priority of entry, "which entry if for lands south and west of the con- "gressional reservation, shall be made as by this act "is required, and if for other lands the same shall be "made in conformity with the laws heretofore in force "for making entries; and provided also, that in ma- "king entries under this provision, if there be any "dispute about priority of entry between occupants, "the same shall be determined by lot, and if any first "enterer, shall include in his entry any of the cleared "or enclosed lands of any other person, entitled to en- "ter under this provision without the consent in writing "of such person; such first enterer shall forfeit the "right given to him by this act, and his improvement "may be entered by any other person, as though this "provision had not been made, and if any younger en- "try shall be made so as to include any lands pre- "viously entered, the same shall in like manner be "forfeited, and liable to entry."

And the question thereon being taken "will the house adopt the proposed amendment," it was determined in the affirmative, yeas 20, nays 15.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Fentress (speaker,) Allen, Bradford, Bridgman, Carriger, Conn, Clack, David, Daugherty, Hill, Hughes, Kelly, Kindall, Lawson, Miller, Perkins, Tip-

ge, Tatum, Tunstall, Williams of Hancock and Yancy.

Those who voted in the negative are,

Messrs. Anderson, Blake, Brittain, Cowthorn, Cross, Dulaney, Gray, Grundy, Jetton, Locke, Martin, McAlister, Prewitt, Taylor and Williams of Davidson.)

Further progress in the bill was then suspended for to-day, and

Ordered, That mr. Grundy have leave to withdraw the said bill until tomorrow morning.

Whereupon mr. Prewitt submitted the following as his reasons for voting against the amendment proposed by mr. Clack, (viz.)

"I voted against the amendment proposed by the "gentleman from Giles, because I believed it to be a "violation of the compact entered into between this "state and the state of North Carolina; and because I "believe that if such a measure was adopted by the "general assembly, it would prove ruinous to those ve-"ry citizens, whom it is intended to benefit.

The house adjourned until to-morrow morning 9 o'clock.

TUESDAY, November 2, 1819.

The house met according to adjournment.

Mr. Mitchell for mr. Massengill, returned a bill more effectually to prevent obstructions to the navigation of the rivers in this state.

Ordered, That the said bill lie on the table until Tuesday next, the 9th instant.

Mr. David returned a bill to amend the laws in force for the trial of slaves, with a proposed amendment which the house adopted.

The said bill was then put upon its second reading in this house and passed.

Mr. Anderson introduced a bill to provide for prosecuting appeals & writs of error, & for other purposes,

Which was put upon its first reading in this house and passed.

On motion of mr. Brittain—

A bill for the relief of Samuel Rose, and John B. Prendergrast.

Was put upon its third reading in this house, and passed.

Ordered, That the said bills be sent to the senate.

Mr. Mitchell returned a bill the title to ensure debts, due by the banks of this state to individuals, and made a motion to strike out the whole of the bill, from the words a bill; for the reception of the following amendment in lieu thereof, (viz.)

"*Be it enacted*, By the general assembly of the "state of Tennessee, that the real and personal pro- "perty of every kind and description whatever, of "each and every stockholder of the stock of any bank "or banks in this state, shall be, and the same is here- "by made chargeable for all, and every debt due and "owing by any bank of the funds of which he is a "stockholder."

"*Be it enacted*, That if any President or Cashier of any of the banks of this state, shall upon demand made to them or either of them, by any person who may be the holder of any bank bill or bills, note or notes for payment, refuse to pay such bill or bills, note or notes, in the bills of any other bank, which the person who may be the holder as aforesaid, may be willing to take in payment, or in gold or silver coin; then and in that case, it shall and may be lawful for the holder or holders, of such bank bill or bills, note or notes, to cause the said bill or bills, note or notes to be protested for non-payment by any notary public of the county, where said bank is situated as in other like cases; and upon such protest being made as aforesaid, it shall and may be lawful for the holder or holders of such bank bill or bills, note or notes, to sue for and recover of the bank so in default, the full amount of such bill or bills, note or notes, before any tribunal having cognizance thereof, with the same interest and damages recovered by banks from individuals."

"*Be it enacted*, That it shall be lawful for the sher-

iff or other officer, who has an execution against any bank for collection, to levy said execution upon any of the real and personal property or estate of such bank, or any stockholder or stockholders of the stock of such bank, until he shall have made the amount of said execution, with all lawful costs, any law usage or custom to the contrary notwithstanding. And that this act shall take effect from and after the——day of ——next."

Mr. Grundy made a motion to lay the bill and proposed amendment, on the table until the first day of January next, and the question thereon being taken, it was determined in the negative—yeas 10—nays 25.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Anderson, Blake, Brittain, Cheatham, Grundy, Jetton, Martin, Prewitt, Tilman and Yancy.

Those who voted in the negative are,

Messrs. Fentress (speaker,) Allen, Bradford, Carriger, Conn, Cross, David, Daugherty, Dulany, Gray, Hill, Hughes, Kelly, Kindall, Lawson, Locke, McAlister, Miller, Mitchell, Perkins, Taylor, Tipton, Tunnell, Williams (of Roane,) and Williams (of Davidson.)

Whereupon the question was taken upon the adoption of mr. Mitchell's amendment, and determined in the negative—yeas 11- nays 24.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Cheatham, Cross, David, Kelly, Kindall, Locke, Mitchell, Perkins, Taylor, Williams (of Roane,)and Yancy.

Those who voted in the negative are,

Messrs. Fentress (speaker,) Allen, Anderson, Bradford, Brittain, Carriger, Clack, Daugherty, Dulany, Gray, Grundy, Hill, Hughes, Jetton, Lawson, Martin, McAlister, Miller, Prewitt, Tipton, Tilman, Tunnell, and Williams (of Davidson.)

Whereupon mr. Grundy offered the following amendment, in lieu of the original bill, (viz.)

"*Be it enacted*, By the general assembly of the

state of Tennessee, that the real and personal property of every kind and discription whatever, of each and every stockholder of any bank or banks in this state, shall be, and the same is hereby made chargeable for all and every debt or debts due and owing by any bank of the funds of which he is a stockholder."

"*Provided always*, That this provision shall only extend to debts hereafter contracted, or notes hereafter put into circulation by the banks, and it shall be the duty of every cashier after this act takes effect, to endorse on each note, the day on which the same may issue from, or be put into circulation by said banks, under the penalty of one thousand dollars to be recovered by action of debt, before any court having jurisdiction thereof, in the name and for the benefit of the state."

"*Be it enacted*, That it shall be lawful for the sheriff or other officer, who has an execution against any bank for collection, to levy said execution upon any of the real or personal estate of such bank, or any stockholder or stockholders of the stock of such bank, until he shall have made the amount of said execution, with all lawful costs, any law usage or custom to the contrary notwithstanding.

And that this act shall take effect from and after the——day of——next.

Mr. Miller made a motion that the question be first taken on striking out the original bill;

Which the house agreed to.

Whereupon the question being taken, "will the house strike out the original bill, it was determined in the negative—yeas 14—nays 22.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Fentress (speaker,) Anderson, Blake, Brittain, Cheatham, Grundy, Jetton, Locke, Martin, McAlister, Mitchell, Prewitt, Williams (of Davidson,) and Yancy.

Those who voted in the negative are,

Messrs. Allen, Bradford, Carriger, Conn, Clack, Cross, David, Daugherty, Dulany, Edwards, Gray, Hill, Hughes, Kelly, Kindall, Lawson, Miller, Perkins, Taylor, Tipton, Tunnell, and Williams (of Roane.)

Mr. David then made a motion to amend the bill by adding thereto the following section, (viz.)

"*Be it enacted*, That this act shall take effect, and be in force from and after the first day of June next.

And the question being taken thereon, it was determined in the affirmative.

Whereupon Mr. David made a motion to amend the said amendment, by striking out the words "from and after the first day of June next," for the purpose of inserting the words "from and after the first day of December 1836," and the question being taken thereon, it was determined in the negative—yeas 15—nays 21.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Anderson, Blake, Brittain, Conn, Cheatham, David, Edwards, Grundy, Jetton, Martin, McAlister, Mitchell, Prewitt Williams (of Davidson,) and Yancy.

Those who voted in the negative are,

Messrs. Fentress (speaker,) Allen, Bradford, Carriger, Clack, Cross, Daugherty, Dulaney, Gray, Hill, Hughes, Kelly, Kindall, Lawson, Locke, Miller, Perkins, Taylor, Tipton, Tunnell, and Williams (of Roane.)

Mr. Kelly then made a motion to strike out the words "eight per cent," in the eleventh line of the first section of the bill, for the purpose of inserting the words "six per cent." And the question thereon being taken, it was determined in the affirmative.

Whereupon the said bill was put upon its second reading in this House, and passed in the affirmative—yeas 24—nays 12.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Allen, Bradford, Carriger, Conn, Clack,

Cross, David, Daugherty, Dulany, Edwards, Gray, Hill, Hughes, Kelly, Kindall, Lawson, Locke, Miller, Perkins, Taylor, Tipton, Tunnell, Williams (of Roane,) and Williams (of Davidson.)

Those who voted in the negative are,

Messrs. Fentress (speaker,) Anderson, Blake, Brittain, Cheatham, Grundy, Jetton, Martin, McAlister, Mitchell, Prewitt, and Yancy.

Ordered, That the said bill be sent to the senate.

Ordered, That *Mr. Williams* (of Davidson) have leave to withdraw for amendment,

A bill for the relief of Benjamin Poyzer, and for other purposes.

The house adjourned till to-morrow morning 9 o'clock.

WEDNESDAY, November 3, 1819.

The house met according to adjournment.

Mr. Williams (of Davidson) returned a bill for the relief of Benjamin Poyzer, and made a motion to strike out the second section of said bill,

And the question thereon being taken, it was determined in the affirmative.

The said bill was then put upon its second reading, in this house and passed in the affirmative.

Mr. Kindall returned a bill supplementary to an act passed at Nashville October 13th 1815, for the relief of such officers or persons, as did proceed to press arms during the late war,

With a proposed amendment which the house adopted.

The said bill was put upon its second reading in this house, and passed in the affirmative.

Mr. *Mitchell* returned a bill to establish the lines of the counties of Rhea and Roane, with a proposed amendment, which the house adopted.

The said bill was then put upon its second reading, and passed in the affirmative.

Mr. Mitchell also returned a bill to limit more definitely the fees of clerks in certain cases, with a proposed amendment, which the house adopted.

The said bill was then put upon its second reading in this house, and passed in the affirmative.

Ordered That the said bills be sent to the senate.

Mr. Grundy introduced a bill for the relief of Edward D. Hobbs—and,

Mr. Locke introduced a bill to repeal an act entitled an act, to amend an act entitled an act, increasing the jurisdiction of justices of the peace, passed at Knoxville the 31st October 1817,

Which bills were put upon their first reading in this house, and passed in the affirmative.

Ordered, That the said bills be sent to the senate.

The speaker laid before the house a report from the President and Cashier of the branch of the Nashville bank at Rogersville—in conformity with the resolution of the general assembly of the 29th September 1819.

Ordered, That mr. Prewitt have leave to withdraw for amendment,

A bill concerning the judiciary of this state.

Mr. Williams (of Roane.) returned a bill more fully to define the dividing line between the counties of *Morgan* and Overton, with a proposed amendment.

Which the house rejected,

The said bill was then put upon its third reading in this house, and passed in the negative,

And so the said bill was rejected.

Mr. Bradford the clerk of the senate, delivered in at the speakers table, the following message in writing from the governor, viz.

Fellow-citizens of the senate and
of the house of representatives,

In obedience to your joint resolution of the 13th ult. I have the honor to state that there is no record whatever in the executive office, from which any information can be derived as to the number of land surveys, con-

taining 640 acres each, which have been laid off in the different counties in this state for the use of schools.

I regret that I am unable from any source to collect the information required, and I know not of any document in which it is given, unless it may be found in the maps of the different surveyors districts prepared for the use of the state.

Those maps I am informed, are now probably in the office of the register of east Tennessee.

JOSEPH M'MINN.

Executive office,
November 1st. 1819.

Ordered, That the said message lie on the table.

On motion of *Mr. Williams* [of Davidson]

The house took up a bill more effectually to restrain excessive usury:

When the said bill underwent sundry amendments, on the motions of

Messrs. Williams [of Davidson] Anderson and Mitchell,

And as amended the said bill was put upon its second reading in this house and passed in the affirmative.

Ordered That the said bill be sent to the senate.

A message from the senate by *Mr.* Bradford their clerk.

Mr. Speaker,

Enrolled bills of the following titles, have been reported truly enrolled by the chairmaen of the committee for enrolled bills, and signed by the speaker of the senate, viz.

An act to amend an act entitled an act to provide for opening and keeping in repair that part of the road leading from Virginia and North Carolina to Kentucky which lies between the cross roads at the place called Beans Station in Grainger county, and the ford of Sycamore creek, in Claiborne county, passed Nov. 14th, 1815.

An act to appoint commissioners to superintend the opening and completing a road from David Fraziers,

in the county of Sevier to the top of the smoky mountain at Porters gap, and

An act to prevent the abatement of suits in certain cases.

Ordered That the said enrolled bills be signed by the speaker of this house and deposited by the clerk in the office of the secretary of state.

On motion of Mr. miller,

The house resumed the consideration of a bill making provision for the adjudication of North Carolina land claims, and for satisfying the same by an appropriation of the vacant soil, south and west of the congressional reservation line, and after undergoing sundry amendments,

The said bill was put upon its second reading in this house, and passed in the affirmative.

Ordered, That the said bill be sent to the senate.

Mr. Daugherty introduced a bill for the benefit of John A. Eastland.

Mr. Grundy introduced a bill to provide for the payment of George Wilson.

Mr. Prewitt introduced a bill for the benefit of Joseph Herndon, and

Mr. Hill introduced a bill for the relief of Lewis Shackelford.

*W*hich bills were severally put upon their first reading in this house, and passed in the affirmative.

A bill for the relief of Oliver Crenshaw, and the heirs of John Crawford, deceased.

Was put upon its second reading in this house and passed in the affirmative.

A bill to amend the laws in force for the trial of slaves,

Was put upon its third reading in this house, and passed in the affirmative.

Ordered, That the said bills be sent to the senate.

A bill regulating certain proceedings at law,

Was put upon its third reading in this house, being its last reading in both houses, passed in the affirmative, and

Ordered, to be engrossed.

Ordered, That Mr. Daugherty have leave to withdraw for amendment,

A bill to reduce the county of Hickman to its constitutional limits and for other purposes.

The house adjourned until to-morrow morning 9 o'clock.

THURSDAY, *November* 4, 1819.

The house met according to adjournment.

Mr. Mitchell presented a memorial of Oliver B. Hays, praying the passage of a law authorising the adjudication of land warrants issued by William Maclin, former secretary of state.

Ordered, That the said memorial be referred to the committee on land claims.

Mr. Grundy presented a petition of the creditors of Willie Barrow, praying that the bill authorising said Barrow to dispose of his property by lottery, may become a law.

Ordered, That the said petition lie on the table.

Mr. Gray presented a petition of the trustees of Carrick academy, in the county of Franklin.

Ordered, That the said petition be referred to the committee of propositions and grievances.

A bill for the relief of Lot Hazard,

Was put upon its second reading in this house and passed in the affirmative.

A bill to dispose of the lands lying between the rivers Highwassee and Tennessee, and north of Little Tennessee,

Was taken up, and after undergoing sundry amendments,

Was put upon its second reading in this house and passed in the affirmative.

Ordered, That the said bills be sent to the senate.

A message from the senate by Mr. Bradford their clerk.

Mr. Speaker,

Enrolled bills of the following titles have been

ported truly enrolled by the chairman of the committee for enrolled bills, and signed by the speaker of the senate, viz.

An act to authorise the sheriff of Warren county to advertise land in some paper printed in Nashville or Murfreesborough.

An act to establish the seat of justice of Marion county.

An act ratifying and confirming the line run and marked by commissioners between the states of Tennessee and Georgia, in the year 1818.

An act for the relief of Joseph Franks.

An act for the relief of millers, and

An act to authorise James Bruce to build a mill on Duck river.

Ordered, That the said enrolled bills be signed by the speaker of this house, and deposited by the clerk in the office of the secretary of state.

Another message from the senate, by Mr. Bradford their clerk.

Mr. Speaker,

The senate have adopted the following resolution in which they ask your concurrence.

Resolved, That the register of east Tennessee deliver to Andrew Donavan, the papers and documents on a grant for 1460 acres, dated November, 1795, No. 250, also the papers and documents on grant No. 233, for 640, dated 27th November, 1795, which said Donavan filed in the commissioners office for the purpose of obtaining warrants thereon, and

On the question, will the house concur in the said resolution, it was determined in the affirmative.

Ordered, That the clerk acquaint the senate therewith.

Mr. Daugherty returned a bill to establish a new county by the name of Hardin county, and proposed sundry amendments thereto, which the house adopted.

When the said bill was put upon its second reading in this house, and passed in the affirmative.

A bill to authorise Spencer E. Gibson, to open and

establish a turnpike road, and for other purposes.

A bill to provide for the citizens therein alluded to.

A bill to provide for the payment of George Wilson, and

A bill for the relief of Willie Barrow.

Were severally put upon their second reading in this house, and passed in the affirmative.

A bill for the relief of Benjamin Poyzer, and

A bill for the relief of Oliver Crenshaw and the heirs of John Crawford, deceased.

Were severally put upon their third reading in this house, and passed in the affirmative.

Ordered, That the said bills be sent to the senate.

Mr. Gray introduced a bill to authorise the persons therein named, to run and mark the dividing line between the counties of Lincoln and Franklin,

*W*hich with a bill from the senate to authorise and empower the counties herein after named, to appoint thirty seven jurors to attend the county and circuit courts.

*W*ere severally put upon their first reading in this house, and passed in the affirmative.

Ordered, That the said bills be sent to the senate.

A bill to provide for prosecuting appeals and writs of error, and for other purposes.

Was put upon its second reading in this house, and passed in the affirmative.

Yeas 28, nays 6.

The yeas and nays being required.

Those who voted in the affirmative are,

*M*essrs. Fentress (speaker) Anderson, Blake, Bradford, Brittain, Carriger, Cheatham, Clack, David, Daugherty, Dulany, Edwards, Gray, Grundy, Hughes, Jetton, Kindall, Locke, Martin, McAlister, Mitchell, Perkins, Prewitt, Taylor, Tilman, Williams (of Roane,) Williams (of Davidson,) and Yancy.

Those who voted in the negative are,

Messrs. Allen, Conn, Cross, Lawson, Miller and Tunnell.

A bill to repeal an act, entitled an act, to amend an act, entitled an act, increasing the jurisdiction of justices of the peace, passed at Knoxville, 31 October, 1817:

Was put upon its second reading in this house and passed in the negative.

Yeas 15, nays 16.

The yeas and nays being required:

Those who voted in the affirmative are,

Messrs. Bradford, Brittain, Conn, Cross, David, Daugherty, Edwards, Grundy, Hughes, Jetton, Kindall, Lawson, Locke, Tilman and Williams (of Roane.)

Those who voted in the negative, are,

Messrs. Fentress (speaker) Allen, Anderson, Blake, Carriger, Gray, Hill, McAlister, Miller, Mitchell, Perkins, Prewitt, Taylor, Tunnell, Williams (of Davidson) and Yancy.

And so the said bill was rejected.

A bill from the senate, to repeal certain laws therein named,

Was put upon its first reading in this house, and passed in the negative.

Yeas 13, nays 19.

The yeas and nays being required.

Those who voted in the affirmative are,

Messrs. Fentress, (speaker,) Allen, Blake, Brittain, Conn, Cross, Daugherty, Dulany, Edwards, Gray, Lawson, M'Allister and Mitchell.

Those who voted in the negative are,

Messrs. Anderson, Bradford, Carriger, Clack, David, Hill, Hughes, Jetton, Kindall, Locke, Martin, Miller, Perkins, Prewitt, Taylor, Tilman, Tunnell, Williams (of Roane) and Yancy.

And so the said bill was rejected.

A bill for the relief of John A. Eastland.

Was put upon its second reading in this house and passed in the negative.

And so the said bill was rejected.

On motion of Mr. Hill,

Ordered, That Mr. Dulany be added to the com-

mittee, appointed to apportion the representation for the ensuing seven years.

The house adjourned until to-morrow morning 9 o'clock.

FRIDAY, November 5, 1819.

The house met according to adjournment.

Mr. *W*illiams of Davidson, introduced a bill to prescribe the duties of justices in certain cases, and

Mr. Anderson introduced a bill for the relief of the heirs of James Laughlin.

Which bills were severally put upon their first reading in this house and passed in the affirmative.

On motion of Mr. Grundy,

Ordered, That Mr. Brittain have leave of absence from the service of this house until *M*onday next.

The house resumed the consideration of a bill to revise and amend the militia laws of the state of Tennessee,

And after some time spent thereon, the said bill was put upon its first reading in this house, and passed in the affirmative.

Mr. Prewitt returned a bill concerning the judiciary of this state,

With a proposed amendment, which after some time being spent thereon, he withdrew, when

Mr. *M*itchell made a motion to strike out of the bil the words "two thousand dollars," the allowance made to the judges of the supreme court, for the purpose of inserting eighteen hundred dollars, also to strike out the words "fifteen hundred dollars," the allowance made to the judges of the circuit courts, for the purpose of inserting the words "thirteen hundred dollars."

And the question thereon being taken, it passed in the affirmative.

Whereupon the said bill was put upon its second reading in this house and passed in the affirmative,

having been previously amended on the motions of mr. Miller and mr. Bradford.

A message from the senate by mr. Bradford their clerk.

Mr. Speaker,

Enrolled bills of the following titles have been reported truly enrolled by the chairman of the committee for enrolled bills and signed by the speaker of the senate: viz.

An act to repeal all that part of the 5th section of he act to amend the laws heretofore in force regulating the inspection of tobacco, passed 1817.

An act for the relief of Samuel King and John B. Pentergrast.

Ordered, That the said enroled bills be signed by the speaker of this house and deposited by the clerk in the clerk in the office of the secretary of state.

A bill for the relief of *W*illie Barrow.

*W*as put upon its third reading in this house, being its last reading in both houses, and the question being taken thereon 'shall the bill pass' it passed in the affirmative.—Yeas 2.—Nays 10.

The yeas and nays being required,

Those who voted in the affirmative are,

Messrs. Fentress, (speaker) Allen, Blake, Bradford, Carriger, Conn, Cheatham, Clack, Cross, David, Eaton, Dulaney, Edwards, Gray, Grundy, Lawson, Locke, Martin, Miller, *M*itchell, Perkins, Williams (of Davidson) and Yancey.

Those who voted in the negative are,

Messrs. Anderson, Hill, Hughes, Jetton, Kindall, M'Alister, Taylor, Tilman, Tyndell and *W*illiams (of Rowan.)

Ordered, That the said bill be engrossed.

A bill authorizing persons to commence and prosecute suits at law upon any lost bond obligation or instrument of writing therein mentioned,

Was put upon its third reading in this house, being its last reading in both houses,

And the question being taken thereon 'shall the bill

was it passed in the affirmative.—Yeas 22.—Nays 8.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Gentress (speaker) Allen, Anderson, Bradford, Conn, Doherty, Edwards, Grundy, Hill, Hughes, Jetton, Kindall, Locke, Martin, Mitchell, Perkins, Prewett, Taylor, Tipton, Tilman, Williams (of Davidson) and Yancy.

Those who voted in the negative are,

Messrs. Blake, Carriger, Clack, Cross, Dulaney, Gray, M'Alister and Miller.

Ordered, That the said bill be engrossed.

A bill from the senate to build a bridge across Red river, near Clarkesville, and to incorporate the subscribers thereto.

Was put upon its first reading in this house and passed in the affirmative.

Mr. Williams (of Roane) introduced a bill to amend an act entitled "an act to appoint a suitable person to open and keep in repair that part of the road leading from South West Point to Carthage, which lies on the Cumberland mountain."

Mr. Taylor introduced a bill to compel rangers to return strays to county trustees and for other purposes.

Mr. Prewett introduced a bill to alter the sixth judicial circuit, and to provide for holding supreme courts therein, and

Mr. Williams (of Davidson) introduced a bill for the relief of aliens in certain cases.

Which bills were severally put upon their first reading in this house and passed in the affirmative.

A bill to incorporate the inhabitants of the county of Giles and for other purposes, and

A bill to regulate the duties of the circuit judges.

Were severally amended put upon their second reading in this house and passed in the affirmative.

Ordered, That the said bills be sent to the senate.

A bill from the senate to repeal an act for restrain-

ing the taking excessive usury, passed at Edenton in the year 1741.

Was put upon its first reading in this house, and the question being taken thereon, 'shall the bill pass' it passed in the negative.

And so said bill was rejected.

On motion of mr. Grundy,

The house took up the bill for quieting the citizens of this state in their possessions, and to prevent litigation.

When the said bill was put upon its second reading in this house, and passed in the affirmative—Yeas 32.—Nays 1.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Fentress (speaker) Allen, Anderson, Blake, Bradford, Carrigher, Cheatham, Clack, Cross, David, Daugherty, Edwards, Gray, Grundy, Hill, Hughes, Jetton, Kindall, Lawson, Locke, Martin, M'Alister, Mitchell, Perkins, Prewett, Taylor, Tipton, Tilman, Tunnell, Williams (of Roane) Williams (of Davidson) and Yancey.

Those who voted in the negative are,

Mr. Miller.

A bill for the relief of Spencer Jarnagin.

A bill concerning the payment of the state tax on aw process.

A bill for the relief of Elizabeth Walker.

A bill to restore Moses Musgrove to his former privileges, and

A bill for the relief of Obediah Going,

Were severally put upon their second reading in this house, and passed in the affirmative.

Mr. Anderson submitted the following resolution.

Which was read and rejected: viz.

Resolved, That a person be appointed to transcribe the journals of the house of representatives of the present session for the public printer.

Ordered, That mr. Cross have leave to withdraw for

enrollment, a bill for the relief of the citizens of the county of Morgan.

A bill from the senate to consolidate the banks of this state, and

A bill from the senate to adjust the boundary line between this state and the state of Kentucky.

Were severally put upon their first reading in this house and passed in the affirmative.

A bill for the relief of the heirs of Nathaniel Taylor, and

A bill to authorize Spencer E. Gibson to open and establish a turnpike road, and for other purposes.

Were severally put upon their third reading in this house, being their last reading in both houses, and passed in the affirmative.

Ordered, That the said bills be engrossed.

A bill to refund to the administrator of William Alexander deceased, monies expended by him for the use of the state.

Was put upon its third reading in this house, and passed in the affirmative.

Ordered, That the said bill be sent to the senate.

The house adjourned until to-morrow morning 9 o'clock.

SATURDAY, November 6, 1819.

The house met according to adjournment.

Mr. Williams (of Davidson) from the committee for enrolled bills, reported the following bills truly enrolled: viz.

An act for the relief of Willis Barrow.

An act for the relief of the heirs of Nathaniel Taylor deceased, and

An act regulating certain proceedings at law.

Ordered, That the said enrolled bills be signed by the speaker of this house and sent to the senate.

Mr. Perkins submitted the following resolution which was read, and

Ordered, To lie on the table.

Resolved, That the senate meet the house of representatives on the representatives hall in Saturday the 13th inst. for the purpose of electing an attorney general of the fifth district.

Mr. Kindal submitted the following resolution, which was read and rejected.

Resolved, That no bill shall be received by either branch of the legislature after Saturday next, the 13th inst. for the purpose of being passed into a law, during the present session.

Mr. Miller submitted the following resolutions, viz.

Resolved, That not less than six circuits in chancery shall be established within this state, to be held twice in each year, at such place or places, as the supreme court have been heretofore held, except the sixth circuit, and in the sixth circuit they shall hold two circuits at

Resolved, That the supreme court, from and after the first day of January next, shall be held twice in each year, at two places within this state, that is to say, twice in each year at, and twice in each year.

And the question being taken thereon,

Will the house adopt the said resolutions, it was determined in the negative.

Yeas 14, nays 21.

The yeas and nays being required.

Those who voted in the affirmative, are,

Messrs. Fentress, (speaker) Anderson, Blake, Conn, Cheatham, Clack, Cross, Daugherty, Edwards, Grundy, Jetton, Miller, Prewitt and Williams (of Davidson.)

Those who voted in the negative, are,

Messrs. Allen, Bradford, Carriger, Dulany, Gray, Hill, Hughes, Kelly, Kindall, Lawson, Locke, Martin, McAlister, Mitchel, Perkins, Taylor, Tipton, Tilman, Tunnell, Williams, (of Roane) and Yancy.

A bill for the benefit of Michael Fisher.

A bill to amend an act passed at Knoxville on the 4th December, 1807, entitled an act to direct the duty of clerks and sheriffs in certain cases.

A bill to prolong the time for opening and clearing out Lick creek.

A bill to regulate the duties of the circuit judges, and,

A bill for the relief of Sherwood P. Record and other purposes.

Were severally put upon their third and last reading, being their last reading in both houses, passed in the affirmative, and

Ordered, to be engrossed.

Mr. Anderson introduced a bill for the relief of the heirs of William Blackmore, deceased.

Mr. Grundy introduced a bill to incorporate the persons therein named, and their legal assigns and representatives, under the name of the Nashville Steam Boat Csmpany.

Mr. Carriger introduced a bill to provide for the payment of the members, clerks and door-keepers of this general assembly, and to defray the necessary contingent expences thereof.

Mr. Mitchell, introduced a bill to establish the counties therein mentioned, east of Rhea and south of Roane and Blount.

Mr. Blake introduced a bill to establish a town in the county of Lincoln.

Mr, Jetton introduced a bill to provide for the payment of the persons therein mentioned, and

Mr. Anderson, introduced a bill to amend the 6th section of an act entitled an act supplemental to an act to amend an act, to condense and bring into one view the revenue laws of this state, and to amend the same, passed November 22d, 1817, and

Mr. *Martin* introduced a bill to alter the names and make legitimate the persons therein named.

Which bills were severally put upon their first reading in this house and passed in the affirmative.

A bill from the senate, to restore Jackson county, to her constitutional limits.

A bill to alter the name of Trophonius James Cage Winchester.

A bill the better to define the limits of Humphreys County,

A bill to authorise the county courts to appoint a committee of their own body, to examine the condition of persons applying to be paupers.

A bill authorising Peter Wood, to open a turnpike road.

A bill for the relief of the heirs of Hezekiah Cartwright, deceased, and

A bill to locate the registers office, for east Tennessee,

Were severally put upon their first reading in this house, and passed in the affirmative.

Ordered, That Mr. Martin have leave to withdraw for amendment,

A bill to authorise separate elections in this state.

Ordered, that Mr. Kindall have leave to withdraw for amendment,

A bill to establish a new county north of Wayne, west of Hickman and south of Humphrys counties.

Ordered, That Mr. Martin have leave to withdraw for amendment,

A bill to alter the sixth judicial circuit, and to provide for holding supreme courts therein.

Ordered, That Mr. Edwards have leave to withdraw for amendment,

A bill for the relief of James Vinson.

A bill for the relief of Joseph Herndon.

A bill for the relief of aliens, in certain cases.

A bill to open and establish a turnpike road, from a point at or near Davidson's on Piles's turnpike road, to the Cumberland road.

A bill to compel rangers to return lists of strays to county trustees, and for other purposes.

A bill to tax the proprietors of turnpike roads,

A bill for the relief of Lewis Shackleford, and

A bill for the relief of the heirs of James Laughlin, were severally put upon the second reading in this House, and passed in the affirmative.

A bill to establish a town at the mouth of the Saline creek, in Stewart county.

A bill to incorporate the inhabitants of the town of Pulaski, in the county of Giles.

And a bill supplemental to an act, passed the 24th November, 1817, entitled an act to provide for opening the navigation of the rivers therein mentioned;

Were severally put upon their third reading in this house, and passed in the affirmative.

Ordered, That the said bills be sent to the senate.

A bill to prescribe the duties of justices of the peace in certain cases.

Was taken up, amended,

On motion of Mr. Anderson,

Put upon its second reading in this house, and passed in the affirmative.

Yeas 20, nays 10.

The yeas and nays being required;

Those who voted in the affirmative, are,

Messrs. Fentress, (Speaker) Anderson, Bradford, Carriger, Dougherty, Dulany, Edwards, Gray, Hill, Hughes, Kelly, Lawson, Locke, Martin, M'Alister, Mitchell, Perkins, Prewitt, Tunnell, and Williams (of Davidson.)

Those who voted in the negative, are,

Messrs. Allen, Blake, Conn, Cheatham, Cross, Jetton, Kindall, Taylor, Tipton, and Yancy.

On motion of Mr. Grundy,

The house took up a bill to provide for the improvement of the rivers therein named;

When the question was taken upon the adoption of the amendment heretofore proposed by Mr. Kelly, and determined in the affirmative, whereupon,

On motion of Mr. Dulany.

Ordered, That the said bill lie on the table until Monday next.

A bill for the relief of the citizens of Morgan county;

Was amended on the motions of Messrs. Cross, and Tunnell.

Put upon its second reading in this house and passed in the affirmative.

Mr. Taylor presented a petition of sundry inhabitants of the county of *White*, praying improvements in the navigation of the Caney fork of Cumberland river.

Ordered, That the said petition be referred to the committee on navigation.

The house adjourned till Monday morning, 9 o'clock.

MONDAY, November 8, 1813.

The house met according to adjournment.

Mr. Williams (of Davidson,) from the committee of enrolled bills, reported the following bills truly enrolled, viz.

An act to regulate the duties of the circuit judges.

An act to authorise persons to commence and prosecute a suit at law, upon any lost bond, obligation, or other instrument of writing therein mentioned.

An act to amend an act, passed at Knoxville, on the 4th day of December, 1807, entitled an act to direct the duty of clerks and sheriffs in certain cases, therein mentioned, and for other purposes.

An act to authorise Spencer E. Gibson, to open and establish a turnpike road, and for other purposes.

An act to alter the names, and make legitimate the persons therein mentioned.

An act for the relief of Michael Fisher.

An act to prolong the time of opening and clearing out Lick creek.

Ordered, That the said enrolled bills be signed the speaker of this house, and sent to the senate.

Mr. Williams (of Roane,) presented a petition of Willie Tooten, praying a deed in fee simple, for a tract of land within the bounds of the late purchase from the Cherokee Indians.

Ordered, That the said petition be referred to the committee of propositions and grievances.

Mr. Kendall introduced a bill for the better regulation of the banks of this state, and

A bill further to provide for the transfer of entries and warrants purchased at sheriffs sales.

And Mr. David introduced a bill to regulate the costs in certain criminal cases.

Which bills were severally put upon their first reading in this house and passed in the affirmative.

Ordered, That the said bills be sent to the senate.

The house took up a bill for the relief of Edward B. Hobbs,

When Mr. Grundy made a motion to fill the blank in the first section of the bill, with the words treasurer of west Tennessee, and the question being taken thereon, it was determined in the affirmative.

Yeas 17, nays 16.

The yeas and nays being required;

Those who voted in the affirmative, are,

Messrs. Fentress (speaker,) Anderson, Brittain, Conn, Cheatham, Clack, David, Daugherty, Edwards, Gray, Grundy, Hill, Jetton, Martin, Prewitt, Williams (of Davidson) and Yancy.

Those who voted in the negative, are,

Messrs. Allen, Bradford, Carriger, Cross, Dulany, Hughes, Kindal, Lawson, Locke, McAlister, Mitchell, Perkins, Taylor, Tipton, Tunnell and *Williams* (of Roane.)

Mr. Locke introduced a bill to authorize Albert M'Clure to hawk and peddle without licence.

Which was put upon its first reading in this house, and passed in the negative.

And so, the said bill was rejected.

A bill from the senate supplemental to an act entitled an act to condense and bring into one view the revenue laws of this state, and to amend the same, passed at Nashville in the year 1813.

Was put upon its first reading in this house, and passed in the affirmative.

A bill for the relief of the heirs of William Blackmore.

A bill to amend the laws in force authorizing a change of venue.

A bill to establish a town in the county of Lincoln.

A bill to establish the dividing line between the counties of Lincoln and Franklin, and

A bill to authorize the counties hereinafter named to appoint thirty seven jurors to attend the county and circuit courts.

Were severally put upon their second reading in this house, and passed in the affirmative.

A bill to establish the bounds of the counties of Rhea and Roane.

Was put upon its third reading in this house and passed in the affirmative.

Ordered, That the said bills be sent to the senate.

A bill for the relief of the citizens therein refered to.

Was put upon its third reading in this house, being its last reading in both houses, passed in the affirmative and,

Ordered to be engrossed.

A bill concerning rents.

Was put upon its second reading in this house, and passed in the affirmative.

A bill to tax hawkers and pedlars,

Was put upon its third reading in this house, and passed in the affirmative.

Ordered, That the said bills be sent to the senate.

A message from the senate by mr. Bradford their clerk.

Mr. Speaker,

The senate have adopted the following resolution in which they ask the concurrence of this house.

Resolved, by the general assembly of the state of Tennessee, That the secretary of state be directed to furnish the public printer with an attested copy of the bill "entitled" a bill to amend the penal laws of this state and to establish a jail and penitentiary house therein" introduced at the present session of the general assembly, and which by an order of the senate has

been laid on the table until the first day of January next, and that the public printer be directed to publish the same by attaching one copy thereof to each copy of the acts of the present session of the general assembly.

And the question being taken thereon, it was determined in the affirmative.

Ordered, That the clerk acquaint the senate therewith.

Ordered, That mr. Kelly have leave to withdraw for amendment, a bill supplementary to an act to authorize William Houston and others to keep a turnpike gate.

A bill supplemental to an act passed, at Nashville, Oct, 18th 1815 for the relief of such officers or persons as did proceed to press arms during the late war.

Was taken up, and after some time spent thereon.

Ordered, That the said bill lie on the table.

Mr. Lawson introduced a bill for the relief of the owners of lots in the town of Severville, and for other purposes.

Which was put upon its first reading in this house, & passed in the affirmative.

A bill from the senate for the relief of Elizabeth Formwalt administratrix of John Formwalt deceased.

Was put upon its first reading in this house, and passed in the affirmative.

A bill to define the duty of clerks in certain cases.

Was put upon its third reading in this house, and passed in the affirmative.

Ordered, That the said bills be sent to the senate.

Mr. Daugherty submitted the following resolution which was read and

Ordered, To lie on the table: viz.

Resolved, That it is expedient, two thirds of the general assembly concurring to recommend to the good people of this state to vote for or against the call of a contion at the next general election, and it is hereby recommended accordingly.

A bill authorizing the removal of the surveyors of-

fices of the 6th, district from the town of Jonesboro, to the town of Greenville,

Was put upon its third reading in this house, being its last reading in both houses, passed in the affirmative, and

Ordered, to be engrossed.

The house adjourned until to-morrow morning 9 o'clock,

TUESDAY, November 9, 1819.

The house met according to adjournment.

Mr. Williams (of Davidson) from the committee for enrolled bills reported the following bills truly enroled: viz.

An act authorizing the removal of the surveyors office of the 6th district from the town of Jonesboro, to the town of Greeneville, and

An act for the relief of the citizens therein refered to.

Ordered, That the said enrolled bills be signed by the speaker of this house and sent to the senate,

Mr. Clack introduced a bill to authorize the sheriff and ranger of Giles county to advertise lands and strays in some newspaper printed in Shelbyville.

Mr. Grundy introduced a bill to secure to mechanics and others payment for the labor and materials in erecting buildings.

Also a bill for the relief of James W. Clack.

Also a bill for the benefit of Peter Mosely and company.

Mr. Williams (of Davidson) introduced a bill for the relief of Thomas Washington.

Mr. Conn introduced a bill to authorize a lottery to build a masonic hall in Gallatin, and

Mr. Williams (of Davidson) introduced a bill concerning the seals of notaries public in certain cases.

Which bills were severally put upon their first reading in this house, and passed in the affirmative.

Ordered, That the said bills be sent to the senate,

Mr. Miller introduced a bill for the relief of the heirs of General Thomas Polk deceased.

Which was put upon its first reading in this house, and passed in the negative.

Mr. Prewett from the select committee to whom was refered the petition of sundry inhabitants of this state; praying the incorporation of a Theological Seminary: Reported.

A bill to establish a Theological Seminary.

Which was put upon its first reading in this house and passed in the negative.

And so, the said bills were rejected.

A bill from the senate to enlarge the town Greeneville.

A bill from the senate, to open an office for receiving entries of vacant and unappropriated land in the district of country south of French Broad and Holston, and between the rivers Big Pigeon and Tennessee, and

A bill from the senate, supplemental to an act entitled an act to authorize William Houston and others to keep a turnpike gate on the road leading from Sherrills Cove to the Painted rock.

Which bills were severally put upon their first reading in this house, and passed in the affirmative.

A bill to build a bridge across Red river near Clarkesville, and to incorporate the subscribers thereto.

A bill the better to define the limits of Humphreys county.

A bill to authorize the county courts to appoint a committee of their own body for the purpose of examining into the state and condition of persons applying as paupers.

A bill to alter the name of Trophonious James Cage Winchester.

A bill to amend the 6th section of an act entitled an act supplemental to an act to amend an act to condense and bring into one view the revenue laws of

& 88 st. te, and to amend the same, passed November Con 1817.

A bill to provide for further the transfer of entries & warrants purchased at sheriffs sales.

A bill to provide for the payment of the persons therein mentioned.

A bill appointing commissioners to settle with William Clay, and others, former commissioners of the town of Rutledge, and

A bill for the relief of the owners of lots in the town of Sevierville

Were severally put upon their second reading in this house, and passed in the affirmative.

Ordered, That the said bills be sent to the senate.

A bill to compel rangers to return lists of stray to county trustees and for other purposes, and

A bill to establish a town in the county of Lincoln.

Were put upon their third reading in this house and passed in the affirmative.

Ordered, That the said bills be sent to the senate.

A bill to restore Moses Musgrove to his former privileges.

A bill to authorize and empower the counties hereinafter named to appoint thirty seven jurors to attend the county and circuit in manner heretofore prescribed by law.

Which bills were severally put upon their third reading in this house, being their last reading in both houses, passad and

Ordered, to be engrossed.

A bill to regulate costs in criminal cases, was taken up, amended,

On motion of mr. David,

Put upon its second reading in this house, and passed in the affirmative,

A bill concerning rents.

Was put upon its third reading in this house, and passed in the negative.—Yeas 9.—Nays 26.

The yees and nays being required, those who voted in the affirmative are,

Messrs. Fentress, Carriger, Dulaney, Gray, Hill, Hughes, Prewett, Tipton and Williams (of Davidson) 9.

Those who voted in the negative are,

Messrs. Allen, Anderson, Blake, Bradford, Brittain, Cona, Cheatham, Clack, Cross, David, Daugherty, Edwards, Grundy, Jetton, Kelly, Kindall, Locke, Massengill, Martin, M'Alister, Miller, Perkins, Taylor, Tilman, Williams (of Roane) and Yancey.—26.

And so, the said bill was rejected.

A bill for the relief of Edward D. Hobbs.

Was taken up, and after some time spent thereon.

Ordered, That the said bill lie on the table.

Mr. Daugherty, returned a bill to reduce the county of Hickman to its constitutional limits, and for other purposes, with proposed amendments which the house adopted.

Mr. Kindall returned a bill to establish a new county north of Wayne, west of Hickman and south of Humphreys county, with proposed amendments, which the house adopted.

The said bills were then put upon their second reading in this house and passed in the affirmative.

Ordered, That the said bills be sent to the senate.

Mr. Williams (of Davidson,) introduced, a bill for the relief of bank debtors.

Which was put upon its first reading in this house and passed in the affirmative.

Mr. Edwards returned a bill for the relief of James Vinson, without amendment,

The said bill was then put upon its third reading in this house and passed in the affirmative.

Ordered, That the said bills be sent to the senate.

Ordered, That Mr. Tipton have leave to withdraw for amendment,

A bill to establish the counties therein mentioned east of Rhea and south of Roane and Blount counties.

Ordered, That Mr. Locke have leave to withdraw for amendment.

A bill to restore Jackson county to her constitutional limits.

Mr. Hill presented a petition of sundry inhabitants of Claiborne county, praying that the county court of Claiborne may be authorised to sell two lots off of the public square in the town of Tazewell, for the purpose of raising funds to build a jail in said town.

Also a county petition from sundry citizens of the same county.

Ordered, That the said petitions be referred to the committee of propositions and grievances.

A bill to repeal an "act to entitled an act," to amend the laws of this state, for the regulation of the county courts,

Was taken up, put upon its second reading in this house and passed in the affirmative.

Yeas 19, nays 17.

The yeas and nays being required.

Those who voted in the affirmative are,

Messrs. Allen, Blake, Bradford, Brittain, Carriger, Conn, Cheatham, Clack, Cross, Hill, Hughes, Lawson, Locke, Massengill, Mitchell, Perkins, Taylor, Tunnell and Yancy, 19.

Those who voted in the negative are,

Messrs. Fentress (speaker,) Anderson, Daugherty, Dulany, Edwards, Gray; Grundy, Jetton, Kelly, Kindall, Martin, M'Alister, Miller, Prewitt, Tipton, Tilman and Williams (of Davidson.) 17.

Ordered, That the said bill be sent to the senate.

The house adjourned until to-morrow morning 9 o'clock.

WEDNESDAY, November 10, 1819.

The house met according to adjournment.

Mr. Taylor returned a bill to amend an act, to appoint a suitable person to open and keep in repair that part of the road leading from South West Point to Carthage, which lies on the Cumberland mountain,

With proposed amendments. which the house rejected.

Whereupon the said bill was put upon its second reading in this house, and passed in the affirmative.

Yeas 34, nays 2.

The yeas and nays being required;

Those who voted in the affirmative, are,

Messrs. Fentress (speaker,) Allen, Anderson, Blake, Bradford, Brittain, Carriger, Conn, Cheatham, Clack, David, Daugherty, Dulany, Edwards, Grundy, Hill, Hughes, Jetton, Kelly, Kindall, Lawson, Locke, Massengill, Martin, M'Alister, Miller, Mitchell, Prewitt, Tipton, Tilman, Tunnell, Williams (of Roane,) Williams (of Davidson,) and Yancy.

Those who voted in the negative, are,

Messrs. Cross and Taylor.

Ordered, That the said bill be sent to the senate.

On motion of Mr. Grundy,

Resolved, That the senate meet the house of representatives, on Saturday the 13th inst. for the purpose of electing a judge of the fifth judicial circuit.

Ordered, That the clerk carry the said resolution to the senate, and ask their concurrence therein.

Mr. Tipton returned a bill to establish the counties therein mentioned, east of Rhea and south of Roane and Blount counties,

With a proposed amendment which the house adopted.

Mr. Locke returned a bill to restore Jackson county to her constitutional limits,

With proposed amendments, which the house adopted.

Whereupon, the said bills were put upon their second reading in this house, passed in the affirmative, and

Ordered, To be sent to the senate.

Mr. Grundy presented a memorial of Chinabee, one of the friendly chiefs of the Creek nation of Indians, praying the good will and interference of the legislature of Tennessee, in prevailing on the congress of the

United States, to extend to the remainder of that nation, further and more substantial means in the attainment of civilization and the pursuits of agriculture,

On motion of Mr. Grundy,

Ordered, That the said memorial be referred to a select joint committee of both houses,

Whereupon, Mr. Speaker appointed Messrs. Grundy, David, Anderson and Hughes, to be of the said committee, on the part of this house.

Ordered, That the clerk acquaint the senate therewith, and ask their concurrence therein.

In answer to which a message of concurrence was received from the senate by Mr. Bradford their clerk, and naming Messrs. Huntsman and Bunch, a committee on their part.

Mr. Grundy submitted the following resolution,

Which was read and adopted, viz.

Resolved, by the general assembly of the state of Tennessee, that the treasurer of west Tennessee, be, and he is hereby directed, to pay to Chinabee, an influential chief of the Creek nation of Indians, now in this town, who at all times manifested a strong attachment the people of the United States, the sum of

.dollars, as a testimony of the respect entertained for his services, by the citizens of Tennessee.

Mr. Grundy made a motion to fill the blank in the said resolution with the words "five hundred," and the question being taken thereon, it was determined in the negative.

Mr. Grundy then made a motion to fill the blank with the words "four hundred," and the question being taken thereon, it was determined in the affirmative.

Mr Grundy then made a motion to fill the blank with the words "four hundred," and the question thereon being taken, it was determined in the negative.

Ordered, That the clerk do carry the said resolution to the senate, and ask their concurrence therein.

In answer to which a message of concurrence was re-

ceived from the senate, by Mr. Bradford their clerk.

Mr. Bradford the clerk of the senate, delivered in at the speakers table, a letter of address, from the hon. Edward Scott, requesting the patronage of the general assembly, in a contemplated edition and publication of the laws of North Carolina and Tennessee, in force and use in the state of Tennessee, from the year 1715, to the present time; accompanying which letter of address.

The following message in writing was also delivered in at the speakers table by Mr. Bradford the clerk of the senate, viz.

Mr. Speaker and Gentlemen of the House of Representative.

The senate have adopted the following resolution, in which they ask your concurrence.

Resolved, by the general assembly of the state of Tennessee, that the judges of the supreme court be requested to examine an edition of the laws of North Carolina and Tennessee, compiled and proposed to be published by the honorable Edward Scott of Knoxville, and if they approve the plan of said work, and be satisfied that it is executed with skill, they are requested, and are hereby authorised to subscribe in the name and on behalf of this state, for one hundred and fifty copies of said work.

And the question being taken thereon,

Will the house concur in the said resolution, it was determined in the affirmative.

Ordered, That the clerk acquaint the senate therewith.

A bill to dispose of the lands lying between the rivers Highwassee and Tennessee, and north of Little Tennessee river,

Was taken up by the house, and after sometime spent thereon,

On motion of Mr. Grundy,

Ordered, That the said bill be referred to a select committee, consisting of Messrs. Grundy, Williams (of Davidson,) and Miller.

The house took up a bill more effectually to restrain the taking of excessive usury, when,

On motion of *Mr.* Grundy,

Ordered, That the said bill lie on the table.

The house took up a bill for the better regulation of the banks of this state, when

On motion of Mr. Kindall,

Ordered, That the said bill lie on the table.

Mr. Martin returned a bill to establish separate elections in this state at the place therein named,

With a proposed amendment, which the house adopted, when

On motion of Mr. Kindall,

Ordered, That the said bill lie on the table.

Mr. Martin also returned a bill to alter the sixth judicial circuit, and to provide for holding supreme courts therein,

*W*ithout amendment.

Ordered, That the said bill lie on the table.

A bill to enlarge the town of Greenville,

Was put upon its second reading in this house, and the question being taken thereon, shall the bill pass? it was determined in the negative;

And so the said bill was rejected.

A bill from the senate, to amend the laws now in force on the subject of woodsburning,

Was taken up, amended,

On motion of *Mr.* David,

Put upon its first reading in this house, and passed in the affirmative.

Ordered, That the said bill be sent to the senate.

Orderrd, That Mr. Bradford have leave to withdraw for amendment,

A bill supplementary to an act entitled an act to authorise *W*illiam Houston and others, to keep a turnpike gate on the road leading from Sherill's cove to the painted rock.

The house adjourned till Monday morning, 9 o'clock.

THURSDAY, November 11, 1819.

The house met according to adjournment.

Mr. Bradford the clerk of the senate, delivered in at the speakers table, the following message in writing from the senate. viz.

Mr. Speaker and Gentlemen
of the House of Representatives,

The senate concur with you in the first, third and fourth members of your resolution of the 16th ultimo, relating to major general Andrew Jackson and brevet major general Edmund P. Gaines, with you they delight to honor the brave, and to bestow the meed of praise, where it has been so dearly earned. The senate have also had under consideration the fifth member of said resolution, and they do not perceive in what way the reputation of those distinguished officers can be tarnished by leaving open to free discussion, their respective merits, and they moreover entertain a belief that they ought not to fetter the delegation from this state in matters of mere opinion, and such as may depend upon facts, which are not at this time within the knowledge of, or before this legislature,

And therefore non-concur with said fifth member of said resolution.

The senate also propose a small amendment to the second member in said resolutions by striking out in the second tine the words, "there is," and inserting in lieu thereof the words "this legislature perceive," and in that shape they concur with the second member in the said resolutions.

*W*hereupon Mr. Grundy moved the following in reply to the said message of the senate, which the house agreed to, viz.

The house of representatives believe that it is the right of each branch of this general assembly, to express its own opinion upon the subject referred to, in the resolutions adopted in the house, of representatives, on the 15th day of October, 1819, and therefore this house seeing no reason to change the opinions already

expressed, is not disposed to alter or modify the resolutions adoptions by the house of representatives, in relation to the public conduct of major general Andrew Jackson and brevet major general Edmund P. Gaines.

Ordered, That the clerk do acquaint the senate therewith.

Mr. Conn introduced a bill to establish a town in the county of Sumner.

Mr. Hill introduced a bill to authorise Dennis Condray and William Hill, to open a turnpike road.

Mr. Gray introduced a bill to appoint Notaries public.

Mr. Anderson introduced a bill for the benefit of John Buchanen and Moses Ridley, and

Received from the senate,

A bill for the relief of Godfrey Carriger and Aaron Pearson.

A bill for the relief of such persons as have lost their grants before they were recorded in the registers office.

A bill for the relief of John Larkin sen.

Mr. Yancy introduced a bill to establish the town of Williamsport in *Maury* county, and

Received from the senate,

A bill for the relief of John Guest.

Were severally put upon their first reading in this house, and passed in the affirmative.

A bill supplemental to an act entitled an act to authorize William Houston and others to keep a turnpike gate.

A bill for the relief of James W. Clack.

A bill to authorize the sheriff and ranger of Giles county to advertise lands and strays in a newspaper printed in Shelbyville.

A bill for the relief of Thomas Washington.

A bill to authorise a lottery to raise a Masonic hall in Gallatin.

A bill for the relief of Elizabeth Formwalt.

A bill to amend the law in certain cases.

A bill concerning the seals of Notaries public in

certain cases.

A bill to alter the names and make legitimate the persons therein named, and

A bill for the relief of debtors to the banks.

Were severally put upon their second reading in this house and passed in the affirmative.

A bill to appoint additional trustees for Duffield academy in the county of Carter.

A bill for the relief of Spence Jarnagin.

A bill for the relief of aliens in certain cases.

A bill for the relief of the owners of lots in the town of Sevierville.

A bill for the relief of the heirs of William Blackmore deceased.

A bill to establish a new county west of Wayne county.

A bill for the relief of James Vinsen.

A bill to establish the dividing line between the counties of Lincoln and Franklin.

A bill appointing commissioners to settle with William Clay and others former commissioners of the town of Rutledge.

A bill to establish the counties therein mentioned east of Rhea, and south of Roane and Blount counties.

A bill to prescribe the duties of justices in certain cases, and

A bill the more effectually to restrain the taking of excessive usury,

Were severally put upon their third reading in this house and passed in the affirmative.

Ordered, That the said bills be sent to the senate.

A bill to tax the proprietors of turnpike roads.

Was put upon its third reading in this house and passed in the affirmative—Yeas 26—Nays 9.

The yeas and nays being required,

Those who voted in the affirmative are,

Mr. Fentress, Messrs. Allen, Anderson, Blake, Bradford, Brittain, Carriger, Conn, Cheatham, Doherty, Dulaney, Gray, Grundy, Hill, Hughes, Jetton,

Kelly, Kindall, Lawson, Lock, Martin, Mitchell, Perkins, Tilman, Tunnell and Yancey—26.

Those who voted in the negative are,

Messrs. Cross, David M'Alister, Miller, Prewett, Taylor, Tipton, Williams (of Roane) and Williams (of Davidson)—9.

A bill to authorize the drawing of a lottery to build a Masonic hall in Winchester and for other purposes.

Was put upon its third reading in this house and passed in the affirmative—Yeas 21—Nays 16.

The yeas and nays being required,

Those who voted in the affirmative are,

Mr. Fentress, Messrs. Allen, Anderson, Blake, Brittain, Carriger, Conn, Cheatham, Clack, Cross, Dougherty, Dulaney, Edwards, Gray, Grundy, Locke, Martin, Miller, Mitchell, Perkins and Yancy.

Those who voted in the negative are,

Mr. Bradford, David, Hill, Hughes, Jetton, Kindall, Lawson, Massengill, M'Alister, Prewett, Taylor, Tipton, Tilman, Tunnell. Williams (of Roane) and Williams (of Davidson).

Ordered, That the said bills be sent to the senate.

A bill supplemental to an act passed at Nashville, October 18th 1815 for the relief of such officers and persons as did proceed to press arms during the late war.

Was put upon its third and last reading in this house, being its last reading in both houses and passed in the affirmative—Yeas 21—Nays 16.

The yeas and nays being required,

Those who voted in the affirmative are,

Messrs. Bradford, Brittain, Carriger, Clack, Dulaney, David, Daugherty, Hill, Hughes, Lawson, Locke, Massengill, Martin, Miller, Mitchell, Taylor, Tilman, Tunnell, Williams (of Roane) and Yancey.—21.

Those who voted in the negative are,

Messrs. Fentress, (speaker) Allen, Anderson, Blake, Conn, Cheatham, Cross, Edwards, Gray,

Grundy, Jetton, M'Alister, Perkins, Prewett, Tipton and Williams (of Davidson)—16.

Ordered, That the said bill be engrossed.

A bill to build a bridge across Red river near Clarksville, and to incorporate the subscribers thereto.

Was put upon its third reading in this house, being its last reading in both houses, and passed in the affirmative.

Ordered, That the said bill be engrossed.

A bill to limit more definitely the fees of clerks in certain cases.

Was put upon its third reading in this house and passed in the negative.

And so the said bill was rejected.

Mr. Lawson introduced a bill more effectually to destray wolves.

Which was read,

And on motion of mr. Taylor,

Ordered, That the said bill lie on the table until the first day of January next.

Ordered, That mr Gray have leave to to withdraw for amendment,

A bill to secure to mechanics and others, payment for their labour and materials in erecting buildings.

On motion of mr. Mitchell,

Resolved, That his excellency the Governor, be requested to have purchased a first rate rifle gun and sword, and by him be presented to General Chinabee, an influential chief of the friendly part of the Creek nation of Indians now in this town—as a testimonial of the friendship and regard of the people of Tennessee, for the many valuable and important services rendered by the said Chinabee to the United States, and the state of Tennessee in particular, during the late wars with Great Britain, and her savage allies the redsticks. And also a good rifle for colonel Joseph

Chinabee, son of said general Chinabee, who has also rendered essential services in said wars.

Ordered, That the clerk do carry the said resolution to the senate, and ask their concurrence therein.

In answer to which a message of concurrence was received from the senate by mr. Bradford their clerk.

On motion of mr. Anderson,

Resolved, That no bill be received by either house of this general assembly to be passed into a law the present session after Monday the 22d inst.

Ordered, That the clerk acquaint the senate therewith and ask their concurrence.

In answer to which a message of non-currence was received from the senate, by mr. Bradford their clerk.

Mr. Williams (of Roane,) presented a petition of sundry inhabitants of the county of Morgan, praying the passage of a law authorising the citizens of said county, to hold an election for the removal of the present court-house of said county.

Ordered, That the said petition be referred to the committee of propositions and grievances.

A bill to revise and amend the militia laws of the state of Tennessee,

Was taken up by the house, and after sometime spent thereon,

The further consideration of said bill, was postponed until to-morrow.

The house adjourned until to-morrow morning 9 o'clock.

FRIDAY, November 12, 1819.

The house met according to adjournment.

Mr. Williams, (of Davidson,) from the committee of enrolled bills, reported the following bills truly enrolled, viz.

An act supplemental to an act passed at Nashville, October 15th, 1815, for the relief of such officers, or persons as did proceed to press arms during the late war.

An act to restore Moses Musgrove to his former privileges.

An act to restore Jackson county, to her constitutional limits.

An act to authorise and empower the counties hereinafter named, to appoint thirty-seven jurors to attend the county and circuit courts, in manner prescribed by law, as heretofore.

Ordered, That the said enrolled bills be signed by the speaker of this house, and sent to the senate.

On motion of Mr. Massengill,

The house resumed the consideration of a bill to revise and amend the militia laws of the state of Tennessee;

When the said bill underwent sundry amendments,

On the motions of Messrs. Massengill, Jetton and Hill,

Was put upon its second reading in this house, and passed in the affirmative.

Yeas 27, nays 4.

The yeas and nays being required.

Those who voted in the affirmative are.

Messrs. Fentress, (speaker) Allen, Anderson, Blake, Brittain, Carriger, Cheatham, Cross, David, Edwards, Hill, Hughes, Jetton, Kindall, Lawson, Locke, Massengill, Martin, M'Alister, Mitchell, Perkins, Prewett, Taylor, Tillman, Tannell, Williams, (of Davidson,) and Yancey.

Those who voted in the negative are,

Mr. Bradford, Daugherty, Grundy and Miller.

Ordered, That the said bill be sent to the senate.

Ordered, That mr. Miller have leave to withdraw the rejected bill for the relief of Thomas Polk, and the documents accompanying the same.

Mr. Prewett introduced a bill authorizing the build-

ing of a bridge across Duck river, adjoining the town of Columbia, also

A bill for the relief of John Davidson.

Mr. Coon, introduced a bill to incorporate the Cumberland steam boat company.

Which bills were severally put upon their first reading in this house and passed in the affirmative.

Mr. Gray, returned a bill to secure to mechanics and others payment for the labour and materials in erecting buildings, with a proposed amendment which the house rejected.

Whereupon the said bill was put upon its second reading in this house and passed in the affirmative.

Ordered, That the said bill be sent to the senate.

A bill for the relief of Robert Burton.

Was put upon its third reading in this house, being its last reading in both houses, passed in the affirmative, and

Ordered, to be engrossed.

Mr. Grundy from the select committee to whom was referred, a bill to dispose of the lands lying between Highwassee and Tennessee, and north of Little Tennessee, returned the same without amendment, when

Ordered, That the said bill lie on the table.

A bill to incorporate the persons therein named and their legal assigns and representatives, under the name of the Nashville steam boat company,

Was taken up, amended,

On motion of mr. Grundy,

Put upon its second reading in this house and passed in the affirmative.

Ordered, That the said bill be sent to the senate.

A bill the more effectually to prevent frauds and perjuries.

Was put upon its third reading in this house, and the question being taken thereon, shall the bill pass, it was determined in the negative—Yeas 1—Nays 31.

The yeas and nays being required,

Those who voted in the affirmative are,

Mr. Williams (of Davidson.)

Those who voted in the negative are,

Messrs. Fentress (speaker) Allen Anderson, Bradford, Brittain, Carriger, Coun, Cheatham, Cross, David, Daugherty, Dulaney, Edwards, Grundy, Hill, Hughes, Kindall, Lawson, Locke, Massengill, M'Alister, Miller Mitchell Perkins Prewett, Taylor, Tilman Tipton, Tunnell, Williams (of Roane) and Yancey—31.

And so the said bill was rejected.

A bill for the benefit of Joseph Herndon.

Was put upon its third reading in this house, and passed in the affirmative.

A bill from the senate for the relief of Drury Christian.

Which was put upon its first reading in this house, and passed in the affirmative.

Ordered, That the said bills be sent to the senate.

The house adjourned until to-morrow morning 9 o'clock.

SATURDAY, November 13, 1819.

The house met according to adjournment.

Mr. Williams (of Davidson) from the committee for enrolled bills, reported the following bills truly enrolled: viz.

An act for the relief of Robert Burton, and

An act to build a bridge across Red river, near Clarkesville, & to incorporate the subscribers thereto.

Ordered, That the said enrolled bills be signed by the speaker of this house and sent to the senate.

On motion of mr. Hill,

1. *Resolved by the general assembly of the state of Tennessee*, That the governor be, and he is hereby instructed to receive the whole of the arms in muskets that the state is entitled to receive from the general government under the act of Congress for arming and equiping the militia of the U. S. and direct the quarter-master general to deposit the same at the seat of government, or at such other place as he may direct, and

to draw from the treasurer of West Tennessee, such sums of money as will defray the transportation of said arms from Fort-Pitt.

2. *Resolved*, That a joint committee be appointed to examine and report the number of regiments and Captains companies in each Regiment in this state, and direct the public printer how many of the militia laws shall be delivered to the commanding officers of each regiment, that each field and staff officer have one copy; and one copy to each captain or commandant of a company,

Whereupon mr. Speaker, appointed mr. Carriger, Massengill, Taylor, Locke, Prewett and Kindal, to be of the committee on the said resolution on part of this house.

Ordered, That the clerk, do carry the said resolutions to the senate and ask their concurrence therein.

In answer to which a message of concurrence was received from the senate by mr. Bradford their clerk; and naming Mr. Standifer, Bunch and Reynolds a committee on their part upon the second resolution.

Mr. M'Alister introduced a bill appointing commissioners for the county of Greene, and for other purposes.

Mr. Prewett, introduced a bill for the relief of Amos Johnson, also

A bill to revise and continue in force an act for the relief of the heirs of Samuel Shaw.

Mr. Gray introduced a bill for the payment of the costs therein mentioned.

Mr. Anderson introduced a bill for the relief Henry Trott, and

Mr. Massengill introduced a bill for the relief of George Burch.

Which bills were severally put upon their first reading in this house, and the question being taken thereon, shall the bills pass, it was determined in the affirmative,

A bill to prevent fraud in the manufacturing and sale of flour:

Was put upon its second reading in this house, and the question being taken thereon, it was determined in the affirmative—Yeas 28—Nays 6.

The yeas and nays being required,

Those who voted in the affirmative are,

Messrs. Fentress, (speaker) Allen, Anderson, Brittain, Cheatham, Clack, Cross, David, Daugherty, Dulaney, Edwards, Gray, Grundy, Hill, Hughes, Kindall Lawson, Locke Massingill, Martin, M'Allster, Miller, Perkins, Taylor, Tilman, Tunnell, Williams (of Roane) and Williams (of Davidson).

Those who voted in the negative are,

Messrs. Bradford, Carriger, Conn, Prewett, Tipton and Yancey.

A bill for the relief of Edward D. Hobbs.

Was put upon its second reading in this house, and the question being taken thereon it was determined in the affirmative.

Ordered, That the said bills be sent to the senate.

A bill to repeal an act entitled an act to amend the laws of this state for the regulation of the county courts, passed at Knoxville Oct. 29th 1817.

Was taken up, amend

On motion of mr. Taylor,

Put upon its third reading in this house, and the question being taken thereon, it was determined in the affirmative—Yeas 18—Nays 14.

The yeas and nays being required,

Those who voted in the affirmative are,

Messrs. Allen, Bradford, Brittain, Carriger, Conn, Cheatham, Clack, Cross, David, Hill, Hughes, Lawson, Locke, Massengill, Perkins, Taylor, Williams (of Roane) and Yancey—18.

Those who voted in the negative are,

Messrs. Fentress (Speaker) Anderson, Daugherty, Dulay Gray, Grundy, Kindall Martin, M'Alister, Miller, Prewett, Tipton, Tilman and Williams (of Davidson)—14.

A bill to lay off and establish seperate elections in this state at the places therein named.

Was put upon its third reading in this house, and the question being taken thereon, shall the bill pass, it was determined in the affirmative.

Ordered, That the said bills be sent to the senate.

A message from the senate, by mr. Bradford their clerk.

Mr. Speaker and Gentlemen of the House of Representatives.

The senate non-concur with you in your resolution that the senate meet the house of representatives on Saturday the 13th inst. for the purpose of electing a judge of the 5th circuit; but propose that the senate meet the house of representatives on Saturday the 20th inst. for the purpose of going into said election.

And the question thereon being taken, will the house concur in the proposition of the senate, it was determined in the affirmative.

Ordered, That the clerk acquaint the senate therewith.

Mr. Hogan introduced a bill supplemental to an act, passed at the present session of the general assembly.

Mr. Hall introduced a bill for the relief of John Lyon.

Mr. Allen introduced a bill for the relief of certain persons residing south of French Broad and Holston and west of Big Pigeon rivers.

Received from the senate, a bill to apportion the representation of this state, in the state legislature.

Received from the senate a bill to appropriate two hundred dollars for keeping in repair the road leading from Elizabethton, Carter county, to the North Carolina line.

Mr. Cross introduced a bill for the relief of John [illegible] and

Received from the senate a bill regulating the practice in courts of Chancery and for other purposes,

Which bills were severally put upon their first reading in this house and passed.

Mr. Martin introduced a bill to divorce Isaac Mathews from his wife.

Ordered, That the said bill lie on the table.

A bill from the senate making a donation to the president and trustees of Greenville college.

Was put upon its first reading in this house, and the question being taken thereon, shall the bill pass, it was determined in the negative.

A bill to repeal the second section of an act passed at Knoxville November 24th, 1817, entitled an act to repeal so much of an act passed November 17, 1813, as prevents courts of justice from taxing defendants with costs in certain cases and for other purposes;

Was put upon its first reading in this house, and the question being taken thereon, shall the bill pass, it was determined in the negative,

And so the said bills were rejected.

Mr. Gray returned a bill to divide the fifth solicitorial district,

With a proposed amendment, which the house adopted,

When the said bill was put upon its second reading in this house and passed.

A bill for the relief of John Guest, and

A bill for the benefit of John Buchanon and Moses Ridley,

Were severally put upon their second reading in this house and passed.

A bill for the relief of Elizabeth Walker, and

A bill for the relief of the heirs of James Laughlin,

Were severally put upon their third reading in the house and passed.

Ordered, That the said bills be sent to the senate.

A bill for the relief of Lewis Shackelford,

Was put upon its third reading in this house, and

the question being taken thereon, it was determined in the affirmative.

Yeas 21, nays 11.

The yeas and nays being required.

Those who voted in the affirmative are,

Messrs. Fentress, (speaker) Allen, Brittain, Clack, David, Daugherty, Dulany, Edwards, Gray, Hill, Hughes, Kindall, Lawson, Locke, Massingill, M'Alister Miller, Tunnell, Williams, (of Roane) Williams of Davidson, and Yancy.

Those who voted in the negative are,

Messrs. Bradford, Carriger, Coon, Cheatham, Cross, Grundy, Martin, Mitchell, Perkins, Taylor, and Tipton.

Ordered, That the said bill be sent to the senate.

A message from the senate by *Mr.* Bradford their clerk.

Mr. Speaker,

Enrolled bills of the following titles have been reported truly enrolled, and signed by the speaker of the senate, viz.

An act to tax hawkers and pedlars.

An act supplementary to an act passed the 24th of November, 1817, entitled an act to provide for opening the navigation of the rivers therein mentioned.

An act to establish a town in the county of Lincoln.

An act for the relief of Benjamin Poyzer.

An act to incorporate the inhabitants of the town of Pulaski, in the county of Giles.

An act to refund to the administrator of the estate of William Alexander, deceased, monies expended by him for the use of the state.

An act to establish a town at the mouth of the Saline creek, in Stewart county.

An act to amend the law now in force, for the purpose of settling with collectors of county taxes, and county trustees, and

An act to amend the laws now in force for the trial of slaves.

Ordered, That the said enrolled bills be signed by the speaker of this house, and deposited by the clerk in the office of the secretary of state.

The house adjourned until Monday morning 9 o'clock.

MONDAY, November 15, 1819.

The house met according to adjournment.

Mr. Miller from the select committee to whom was referred the memorial of sundry inhabitants of this state, praying the abolition of slavery.

Submitted the following report, viz.

Your committee to whom was referred the petition of sundry persons, praying the gradual abolition of slavery, have had the same under consideration, and beg leave to report,

That in common with their fellow-citizens, they regret the occasion which gave rise to the introduction of slavery in the United States at this time, however those regrets are unavailing.

Slavery is established by law, and the owners of them will feel that their rights are assailed wherever it shall be attempted by law, to extinguish the right to, or lessen the value of this species of property.

It appears to your committee, that to commence the gradual abolition of slavery, would be to lessen the value of that species of property in the hands of their owners.

The power to lessen the value of a mans property, is necessarily a power to render that property of no value whatever, and such a power as your committee would feel themselves exceedingly unwilling to recommend the exercise of at the present, nay your committee are persuaded, that such a course, would in many instances prove injurious to the slaves themselves, particularly to the female part of them, to declar that all the children born after a certain period, shall be free, is to lessen the value of a female slave in the hands the owner. The consequence then of such a course

would be, that in very many instances, the owners of such female slave would separate her from her husband and children and dispose of her in parts where such law did not exist.

Your committee therefore conclude that the plan itself is not wholly unexceptionable.

Your committee nevertheless are disposed to permit such as are willing to do so, to free their slaves.

They therefore offer the following resolution.

Resolved, That so much of the law now in force, as requires security from those disposed to set their slaves free be repealed.

And the question being taken, will the house concur in the said resolution, it was determined in the negative.

Yeas 5, nays 86.

The yeas and nays being required.

Those who voted in the affirmative are,

Messrs. Miller, Perkins, and Tipton.

Those who voted in the negative are,

Messrs. Fentress, (Speaker) Allen, Anderson, Bradford, Brittain, Carriger, Cone, Cheatham, Clack, Cross, David, Daugherty, Dulany, Edwards, Gray, Grundy, Hill, Hughes, Kindall, Locke, Massengill, M'Alister, Taylor, Williams, (of Roane) Williams (of Davidson,) and Yancey.

Ordered, That the clerk do carry the said report to the senate.

Mr. Grundy introduced a bill concerning land warrants and entries, &c.

Mr. Dulany introduced a bill for the relief of the heirs of Mathew Gragg.

Mr. Perkins introduced a bill to establish a town in the county of Warren, on the Caney fork of Cumberland river.

Received from the senate, a bill for the relief of Robert Craighead.

And a bill authorising John Read and others, to raise a sum of money by lottery, for the purpose of

ing iron works, on Yellow creek, in Dixone county.

Which bills were severally put upon their first reading in this house, passed, and

Ordered, to be sent to the senate.

A bill to revive and continue in force, an act for the relief of the heirs of Samuel Shaw, passed November 18, 1817.

A bill for the relief of Henry Trot.

A bill for the relief of Amos Johnston.

A bill authorising the building of a bridge across Duck river, adjoining the town of Columbia, and

A bill supplemental to an act to condense and bring into view, the revenue laws of this state, and to amend the same passed at Nashville, in the year 1813.

Were severally put upon their second reading in this house and passed.

A bill for the relief of Edward D. Hobbs.

A bill for the relief of James W. Clark.

A bill to prevent in the manufacturing and sale of flour.

A bill for keeping in repair the turnpike road from Sparta to the intersection of the Cumberland turnpike road at or near Daddys creek, and

A bill to regulate costs in criminal cases.

Were severally put upon their third reading in this house and passed.

Ordered, That the said bills be sent to the senate.

A bill authorising Peter Wood to open and establish a turnpike road, and

A bill to dispose of the lands lying between the rivers Highwassee and Tennessee and north of Little Tennessee river.

Were severally read the third and last time, passed, and

Ordered to be engrossed.

Mr. Hughes introduced a bill for the relief of Alexander M'Call.

Mr. Miller introduced a bill to secure the attendance of the judges of the supreme court, and

Received from the senate a bill supplemental to an act entitled an act to prevent the division of land warrants, passed at Murfreesborough, September 1819.

Which bills were severally put upon their first reading in this house and passed.

A bill for the relief of the heirs of Hezekiah Cartwright, deceased.

A bill appointing commissioners for the county of Greene, and for other purposes.

A bill regulating the practice in the courts of Chancery and for other purposes.

Were severally put upon their second reading in this house and passed.

A bill for the benefit of John Buchanon and Moses Ridley.

Was put upon its third reading in this house and passed.

Ordered, That the said bills be sent to the senate.

A bill to establish the eleventh solicitorial district, and

A bill to authorise the county courts to appoint a committee of their own body, to examine into the condition of paupers,

Were severally read the third and last time, passed, and

Ordered to be engrossed.

A bill to increase the salaries of the officers therein named.

Was read the third and last time,

And the question being taken thereon, shall the bill pass, it was determined in the affirmative.

Yeas 18, Nays 16.

The yeas and nays being required.

Those who voted in the affirmative are,

Messrs. Fentres, (speaker) Anderson, Bradford, Brittain, Conn Cheatham, Clack, David, Daugherty, Edwards, Gray, Grenly, Jetton, Miller, Mitchell, Prewett, Williams (of Davidson) and Yancy.

Those who voted in the negative are,

Messrs. Allen, Carriger, Cross, Dulany, Hill,

Hughes, Kindall, Lawson, Locke, Massengill, Martin, M'Alister, Perkins, Taylor, Tipton, and Williams [of Roane.]

Ordered That the said bill be engrossed.

Ordered, That Mr. Lawson have leave to withdraw for amendment,

A bill for the relief of such persons as shall have lost their grants before they were recorded in the registers office.

Ordered, That Mr. Grundy have leave to withdraw for amendment,

A bill to provide further for the transfer of entries and warrants purchased at sheriff's sale.

Received from the senate a bill to establish a 7th judicial circuit and for other purposes.

Which was read and

Ordered, That Mr. Williams (of Roane,) have leave to withdraw the said bill for amendment.

A bill to establish a turnpike road, from Pikes turnpike, to intersect the Cumberland turnpike road, at Robert Johnstons.

Was taken up, and on motion of Mr. David,

Ordered, That the said bill lie on the table.

A bill the better to define the limits of Humphrey county, and

A bill to alter the name of Trophonious James Cage Winchester,

Were severally read the third and last time, passed, and,

Ordered, to be engrossed.

A bill to provide for the payment of the percons therein mentioned.

Was read the third time and passed.

A bill for the relief of certain persons residing south of French Broad and Holston and west of Big Pigeon rivers.

Was read the second time time and passed.

Ordered, That the said bills be sent to the senate.

Ordered, That mr. Edwards have leave to withdraw

For [illegible], a bill to [illegible] for the payment of [illegible]

A [illegible] John Riley,

Was read the [illegible] time, and the question being taken thereon, shall the bill pass, it was determined in the negative.

An act for the better regulation of the banks of this state.

Was taken up, amended,

On motion of Mr. Kindall,

Put upon its second reading in this house, and the question being taken thereon, shall the bill pass; it was determined in the negative—Yeas 10—Nays 19.

The yeas and nays being required,

Those who voted in the negative are,

Messrs. Fentress (speaker) Cleave, Hill, Hughes, Kindall, Locke, Blassengill, Perkins, Taylor and Williams (of Roane)—10.

Those who voted in the negative are,

Messrs. Allen, Anderson, Bradford, Brittain, Carriger, Conn, Cheatham, Doherty, Delany, Edwards, Gray, Grundy, Jetton, Martin, M'Alister, Miller, Prewett, Williams (of Davidson) and Yancey—19.

And so, the said bills were rejected.

The house adjourned until to-morrow morning 9 o'clock.

TUESDAY, November 16 1819.

The house met according to adjournment.

Mr. Williams (of Davidson) from the committee for enrolled bills reported bills of the following titles truely enroled viz:

An act the bettar to define the limits of Humphreys county.

An act to divide the 5th solicitorial district.

An act to alter the name of Tryphenius James Cage Winchester.

An act for the relief of John Guest.

An act authorizing the county courts to appoint a

committee of their own body for the purpose of exchanging the state and condition of prisoners.

An act to increase the salary of the officers therein named.

Ordered, That the said enrolled bills be signed by the speaker of this house and sent to the senate.

On motion of mr. Williams (of Davidson,)

Ordered, That mr. Tunstall, Editor of the Nashville Whig, occupy a seat at the clerks table of this house.

Mr. Cheatham, introduced a bill to amend an act passed at Knoxville Nov. 13 1817 to authorize a tax to be laid on the county of Robertson to build a court house.

Mr. Anderson, introduced a bill for the relief of Robert Burton.

Received from the senate,

A bill to provide for filling vacancies in the quorum courts, also

A bill regulating clerks in certain cases, also

A bill to provide for the election of President and Vise-President of the United States.

Which bills were severally read the first time in this house and passed.

A bill to provide for the payment of state and county tax.

Was taken up, amended,

On motion of mr. David,

Read the third time and passed.

A bill for the removal of the Registers office of West Tennessee, and for other purposes.

Was read the third time and passed.

Ordered, That the said bills be sent to the senate.

On motion of mr. Gray,

Resolved, That the senate meet the house of Representatives on the 20th inst. for the purpose of electing Solicitors of the 5 and 11 districts.

Ordered, That the clerk acquaint the senate therewith and ask their concurrence.

In answer to which a message of concurrence was

received from the senate by mr. Bradford their clerk.

A bill for quieting the citizens of this state in their possessions and to prevent litigation.

Was read the third and last time, and the question being taken thereon, shall the bill pass, it was determined in the affirmative—Yeas 29—Nays 2.

The yeas and nays being required,

Those who voted in the affirmative are,

Messrs. Fentress, (speaker) Anderson, Brittain, Carriger, Conn, Cheatham, Clack, Cross, David, Doherty, Dulaney, Edwards, Gray, Grundy, Hill, Hughes, Jetton, Kindall, Lawson, Locke, Massengill, M'Alister, Perkins, Prewett, Taylor, Tipton, Williams (of Roane) Williams (of Davidson) and Yancey.

Those who voted in the negative are,

Messrs. Martin and Miller.

Ordered, That the said bill be engrossed.

A message from the senate, by mr. Bradford their clerk.

Mr. Speaker and gentlemen of the house of representatives,

The senate have adopted the following resolution in which they ask your concurrence.

Resolved by the general assembly of the state of Tennessee, That William Swan be and he is hereby appointed a Notary public for the county of Knox.

And the question being taken thereon, will the house concur in the said resolution, it was determined in the affirmative.

Ordered, That the clerk acquaint the senate therewith.

A bill from the senate, directing the mode of paying costs in criminal cases.

Was put upon its first reading in this house, and the question thereon being taken, shall the bill pass, it was determined in the negative.

And so, the said bill was rejected.

A message from the senate, by mr. Bradford their clerk.

Mr. Speaker,

Enrolled bills of the following titles have been reported truly enroled by the committee for enrolled bills, and signed by the speaker of the senate, viz:

An act to establish the counties therein mentioned east of Rhea and south of Roane and Blount counties.

An act to establish a new county west of Wayne county.

An act for the relief of Thomas Washington esq.

An act to establish the lines of the counties of Rhea and Roane.

An act to prescribe the duty of justices in certain casess.

An act for the relief of Oliver Crenshaw and the heirs of John Crawford deceased.

An act for the relief of Lewis Shackleford.

An act for the relief of the heirs of James Laughlin.

An act to lay off and establish seperate elections in this state.

An act for the relief of Spencer Jarnagin.

An act for the relief of Elizabeth Walker.

An act for the relief of Edward D. Hobbs.

An act the more effectually to restrain the taking of excessive usury, and

An act for the relief of aliens in certain cases.

Ordered, That the said enrolled bills be signed by the speaker of this house, and deposited by the clerk in the office of the secretary of state.

Mr. Hughes introduced a bill for the relief of Abraham Overall and Jacob Overall.

Mr. Taylor introduced a bill to enlarge the town of Sparta.

Mr. Williams [of Roane] returned a bill to establish a 7th judicial circuit and for other purposes.

Mr. Kindall introduced a bill to establish a town in the county of Stewart.

Which bills were severally read the first time and passed.

A bill to consolidate the banks of this state,

A bill for the relief of George Burch.

A bill for the relief of John Davidson.

A bill to incorporate the Columbia steam boat company.

A bill for the relief of Godfrey Carriger and Aaron Pearson.

A bill to locate the Registers office of East Tennessee.

A bill supplemental to an act, passed at the present session of the general assembly, and

A bill to establish a town in the county of Sumner.

Were severally read the second time and passed.

Ordered, That the said bills be sent to the senate.

A bill from the senate, for the benefit of Caleb Starr and Gideon Morgan.

Was put upon its first reading in this house, and the question being thereon, shall the bill pass, it was determined in the negative.

A bill to amend the laws now in force on the subject of woodsburning.

Was put upon its second reading in this house, and the question being taken thereon, shall the bill pass, it was determined in the negative.

And so the said bills were rejected.

A bill to incorporate the persons therein mentioned their assigns &c. under the name of the Nashville steam boat company.

Was put upon its third reading in this house, and the question being taken thereon, shall the bill pass, it was determined in the affirmative—Yeas 28—Nays 8.

The yeas and nays being required,

Those who voted in the affirmative are,

Messrs. Fentress, (speaker) Allen, Anderson, Bradford Brittain Carriger, Conn, Clack, Cross, Doherty, Dulany Edwards, Gray, Grundy, Hill, Hughes, Jetton, Lawson, Locke, Massengill, Martin,

M'Alister, Perkins, Prewett, Tipton, Tilman, Williams (of David) and Yancey—23.

Those who voted in the negative are,

Messrs. David, Kindall, Miller, Taylor, Tunnell and Williams (of Roane.)

Mr. Lawson returned a bill for the relief of such persons as shall have lost their grants before they were recorded in the Registers office.

With a proposed amendment which the house adopted.

Whereupon the said bill was read the second time in this house and passed.

A bill to establish a new county north, of Wayne county, west of Hickman and south of Humphreys counties.

A bill to authorise the sheriff and ranger of Giles county to advertise lands and strays in a newspaper printed in Shelbyville, and

A bill to secure to mechanics and other payment for their labour and materials in erecting buildings.

Were severally read the third time and passed.

Ordered, That the said bills be sent to the senate.

A bill to establish a turnpike road from Piles turnpike to intersect the Cumberland turnpike road between Robert Johnstons and the standing stone, and

A bill regulating the practice in courts of chancery and for other purposes.

Were severally read the third and last time passed, and

Ordered, to be engrossed.

Mr. Williams (of Roane) presented a petion of sundry inhabitants of this state; praying the establishment of a Theological seminary.

Ordered, That the said petition lie on the table.

The house adjourned until to-morrow morning 9 o' clock.

WEDNESDAY, November 17, 1819.

The house met according to adjournment.

Mr. Williams, (of Davidson,) from the committee of enrolled bills, reported the following bill truly enrolled, viz.

An act to dispose of the lands lying between the rivers Highwassee and Tennessee, and north of Little Tennessee river.

Ordered, That the said enrolled bill be signed by the speaker of this house and sent to the senate.

On motion, Mr. Williams (of Davidson)

Ordered, That Mr. Anderson be added to the committee for enrolled bills.

On motion of Mr. Miller,

The house took up a bill making provision for the adjudication of North Carolina land claims, and for satisfying the same by an appropriation of the vacant soil south and west of the congressional reservation,

And after some time spent thereon

Ordered, That the said bill lie on the table.

Mr. Edwards introduced a bill to incorporate the inhabitants of the town of Lebanon, in the county of Wilson.

Mr. Anderson introduced a bill to incorporate a company to open a turnpike road from Murfreesborough to Nashville.

Mr. Conn introduced a bill to augment the salaries of the quorum court of Sumner, and received, from the senate a bill for the relief of the persons therein named, and

A bill laying a tax on shows.

Which bills were severy read the first time and passed.

A bill to provide for filling vacancies in the quorum courts.

A bill to establish a town in the county of Stewart,

A bill to establish a 7th judicial circuit and for other purposes.

A bill to establish a town in the county of Warren.

A bill for the relief of Alexander M'Call.

A bill to enlarge the town of Sparta.

A bill regulating clerks in certain cases.

A bill for the relief of the heirs of Nathan Gragg, and

A bill to provide for the payment of the members, clerks and door keepers, of this general assembly, and to defray the necessary contingent expenses thereof,

Were severally read the second time, and passed.

A bill supplemental to an act, passed at the present session of the general assembly, and

A bill to establish a town in the county of Sumner,

Were severally read the third time and passed.

Ordered, That the said bills be sent to the senate.

A bill to locate the registers office for East Tennessee.

A bill for the relief of such persons as shall have lost their grants before they were recorded in the registers office, and for other purposes, and

A bill to amend the law in certain cases.

Were severally read the third and last time, passed, and

Ordered, to be engrossed.

A bill from the senate, for the relief of George M'Combs,

Was put upon its first reading in this house, and the question being taken thereon, shall the bill pass, it was determined in the negative.

A bill for the relief of Abraham Overall and Jacob Overall,

Was put upon its second reading in this house, and the question being taken thereon, shall the bill pass it was determined in the negative.

And so the said bills was rejected.

Mr. Anderson presented a petition of Polly T. Defriest, praying a divorce.

Ordered, That the said petition lie on the table.

The house adjourned until to-morrow morning 9 o'clock.

THURSDAY November 18, 1819.

The house met according to adjournment.

Mr. Williams (of Davidson,) from the committee for enrolled bills, reported bills of the following titles to be truly enrolled, (to wit.)

An act to open a turnpike road from Pikes turnpike road to the Cumberland turnpike road.

An act to amend the law in certain cases.

An act tregulating the practice in courts of Chancery.

An act to locate the registers office, for east Tennessee.

An act for the relief su ch persons as shall have lost their grants before they were recorded in the Registers office.

An act authorising Peter Woods, to open and establish a turnpike road.

An act quieting the citizens of this state in their possessions and to prevent litigation.

Ordered, That the said enrolled bills be signed by the speaker of this house and sent to the senate.

Mr. M'Alister introduced a bill to allow justices of the peace to do their own business in the county courts.

Mr. Grundy introduced a bill for the relief of Oliver B. Hays, and

A bill to tax wholesale merchants and dealers.

Mr. Anderson introduced a bill to amend the law respecting the duty of the public printer, and

A bill concerning plats and certificates in certain cases.

Mr. Martin introduced,

A bill to repeal the 6th section of an act passed at Knoxville the 29th October, 1817, entitled an act to amend the laws of this state, for the regulation of the county courts.

Mr. Brittain introduced a bill for the benefit of Kibble Terry.

Received from the senate—

A bill to amend an act to provide for making entries for land, to which the Indian title hath lately been extinguished, and for other purposes.

Also a bill to amend the law incorporating the town of Jonesborough, in the county of Washington—also

A bill for the relief of William Easter—also

A bill providing for certain persons prosecuting the pleas of the state.—also

A bill fixing the limits of holding the several courts therein mentioned.—also

A bill for the relief of Adam Pinkley.

Which bills were severally read the first time, passed, and

Ordered, to be sent to the senate.

The house took up a bill to revise and amend the militia laws of this state;

When Mr. Massengill made a motion to strike out the words "four company musters in each year," for the purpose of inserting "three," and the question being taken thereon,

It was determined in the negative.

Yeas 16, nays 18.

The yeas and nays being required.

Those who voted in the affirmative, are,

Messrs. Speaker, Allen, Garriger, Clack, David, Dulany, Edwards, Grundy, Locke, Massengill, M'Alister, Miller, Prewitt, Taylor and Tipton.—16.

Those who voted in the negative are,

Messrs. Anderson, Blake, Bradford, Brittain, Conn, Cheatham, Cross, Daugherty, Gray, Hill, Hughes, Jetton, Kindall, Martin, Perkins, Tilman, Tunnell and Yancey, 18.

Mr. McAlister made a motion to strike out the word "Saturday," the day on which the battalion musters were to be holden, for the purpose of inserting the word "Friday," and the question being taken thereon,

It was determined in the affirmative—yeas 25—nays 10.

The yeas and nays being required,

Those who voted in the affirmative are,

Messrs. Fentress (Speaker,) Anderson, Blake, Bradford, Baittain, Carriger, Conn, Cheatham, Clack, David, Daugherty, Dulaney, Grundy, Hill, Hughes, Jetton, Kindall, Locke, Martin, McAlister, Miller, Prewett, Tipton, Tilman and Tunnell, 25.

Those who votes in the negative are,

Messrs. Allen, Cross, Edwards, Gray, Massengill, Perkins, Taylor, Williams (of Roane,) Williams (of Davidson,) and Yancey, 10.

Mr. Massengill then made a motion to strike out the words "five dollars," as the fine to be assessed on privates for failing to attend company musters; for the purpose of inserting the words "two dollars," and the question being taken thereon, it was determined in the affirmative.

A bill for the relief of Drury Christian.

A bill to incorporate the inhabitants of the town of Lebanon, in the county of Wilson.

A bill to authorise the drawing of a lottery for the benefit of Clement McDaniel.

A bill for the relief of Robert Craighead.

A bill to appoint notaries public.

A bill to authorise Dennis Candey, and William Hill to open a turnpike road.

A bill for the relief of John Larkin senr.

A bill to amend an act passed at Knoxville, November 19th 1817, to authorise a tax to be laid on the county of Robertson to build a court-house.

A bill to establish the town of Williamsport in Maury county.

A bill to lay a tax on shows.

A bill to incorporate a company to open a turnpike road from Murfreesborough to Nashville,

Which bills were severally read the second time and passed.

Mr. Edwards returned a bill to provide for the

payment of certain costs therein mentioned with a proposed amendment, which the house adopted;

When the said bill was read the second time and passed.

Mr. Grundy returned a bill to secure the attendance of the judges of the supreme court without amendment,

When the said bill was read the second time and passed.

Ordered, That the said bills be sent to the senate.

A message from the senate by Mr. Bradford their clerk.

Mr Speaker and gentlemen of the house of representatives.

The senate have adopted the following resolution, in which they ask your concurrence.

Resolved, by the general assembly of the state of Tennessee, that no bill of a private or public nature shall be introduced in either house after Monday the 22d inst. and the question being taken thereon, will the house concur in the said resolution, it was unanimously determined in the affirmative.

Ordered, That the clerk acquaint the senate therewith.

A bill regulating proceedings on judgements, was taken up amended, on motion of Messrs. Grundy and Taylor, put upon its second reading in this house, and the question being taken thereon, shall the bill pass, it was determined in the affirmative.

Yeas 24, nays 10.

The yeas and nays being required.

Those who voted in the affirmative are,

Messrs. Fentress, (speaker) Allen, Anderson, Blake, Brittain, Carriger, Conn, Cheatham, Clack, Daugherty, Dulany, Edwards, Gray, Grundy, Hill, Jetton, Kindall, Massengill, Martin, Prewitt, Taylor, Williams, (of D.) Williams (of R.) Yancy and Young.

Those who voted in the negative are,

Messrs. Bradford, David, Hughes, Lawson, M'Alister, Miller, Perkins, Tipton, Tilman and Tunnell.

A bill supplemental to an act entitled an act, to authorise William Houston and others to keep a turnpike gate, on the public road leading from Sherills cove to the painted rock on French Broad river,

Was put upon its third reading in this house, and the question being taken thereon, shall the bill pass, it was determined in the negative, and so the said bill was rejected.

A bill for the relief of Henry Trott.

A bill to provide further for the transfer of entries and Warrants purchased at sheriff sales.

A bill to establish a town in the county of Stewart.

A bill for the relief of Amos Johnston.

A bill to authorise a lottery to raise a masonic hall in the town of Gallatin.

A bill to prevent fraud in the manufacturing and sale of flour.

A bill to revise and continue in force an act for the relief of the heirs of Samuel Shaw, passed Nov. 18, 1817.

A bill authorising the building of a bridge across Duck river, adjoining the town of Columbia.

A bill to alter the names and make legitimate the persons therein named.

A bill for the relief of debtors to the banks.

A bill concerning the seals of notaries public in certain cases.

A bill appointing commissioners for the county of Greene.

And a bill to incorporrte the Columbia Steam-Boat Company.

Were severally read the third time passed, and *Ordered*, to be sent to the senate.

A bill for the relief of Elizabeth Farmwalt.

A bill for the relief of the heirs of Hezekiah Cartwright, deceased.

A bill to provide for filling vacancies in the quorum courts, and

A bill to reduce the county of Hickman to its constitutional limits and for other purposes.

Were severally read the third and last time, passed, and

Ordered, to be engrossed.

A bill for the relief of Robert Burton.

Was taken up, amended; on motion of *Mr.* Anderson, put upon its second reading in this house, passed, and

Ordered, to be sent to the senate.

Ordered, That Mr. Anderson have leave to withdraw, a bill authorising John Read and others to raise a sum of money by lottery, for the purpose of erecting iron works in the county of Dixon.

A message from the senate by *Mr.* Bradford their clerk.

Mr. Speaker,

Enrolled bills of the following titles, have been reported truly enroled, and signed by the speaker of the senate, viz.

An act to appoint additional trustees for Duffield academy in the county of Carter.

An act for the relief of the owners of lots in the town of Sevierville.

An act to provide for the payment of the persons therein named.

An act for the relief of John Buchanon and *Moses* Ridley.

An act for the relief of James Vinson.

An act to run the dividing line between the counties of *Lincoln* and Franklin.

An act to compel rangers to return lists of strays to county trustees.

An act for the relief of the heirs of William Blackmore.

An act to tax the proprietors of turnpike roads, and

An act for the relief of James *W.* Clark.

Ordered, That the said enrolled bills be signed by the speaker of this house and deposited by the clerk in the office of the secretary of state.

The house adjourned until to-morrow morning 9 o'clock.

FRIDAY, *November* 19 1819.

The house met according to adjournment.

Mr. Williams (of Davidson) from the committee of enrolled bills reported bills of the following titles to be truly enrolled, (to wit.)

An act to reduce the county of Hickman to its constitutional limits and for other purposes.

An act to provide for filling vacancies in the quorum courts.

An act for the relief of the heirs of Hezekiah Cartwright.

Ordered, That the said enrolled bills be signed by the speaker of this house and sent to the senate.

Mr. Hughes introduced a bill for the relief of William Moore.

Mr. Cheatham introduced a bill for the relief of sheriffs and collectors.

Which bills were severlly read the first time, passed, and

Ordered, to be sent to the senate.

A bill for the relief of the heirs of Nathan Gragg.

*W*as read the third time and passed.

Mr. Anderson introduced a bill to alter the time of holding the county courts of Rutherford county.

Which was put upon its first reading in this house, and passed.

Ordered, That the said bills be sent to the senate.

The house took up a bill making provision for the adjudication of North Carolina land claims, and for satisfying the same by an appropriation of North Carolina land claims, and for satisfying the same by an appropriation of the vacant soil south and west of the congressional reservation line, and for other purposes, and on reading the bill, it appeared that the provisions of the original bill requiring the county to be sectioned, had been stricken out by the senate, when Mr. Fryer made a motion to reinstate the provisions which had been stricken out, and

the question being taken thereon, it was determined in the affirmative.

Mr. Mitchell then made a motion to strike out in the 13th section, page 14, the words "and if the calls on such entry or entries, are not designated in such manner that the same cannot be identified." And the question being taken thereon,

It was determined in the affirmative,—

Yeas 26—nays 6.

The yeas and nays being required.

Those who voted in the affirmative are,

Messrs. Allen, Blake, Bradford, Brittain, Carriger, Conn, Cheatham, Clack, David, Daugherty, Dulany, Edwards, Hill, Hughes, Jetton, Lawson, Massengill, McAlister, Mitchell, Perkins, Tipton, Tilman, Tunnell, Williams (of Roane,) Williams (of Davidson,) and Yancy, 26.

Those who voted in the negative are,

Messrs. Fentress (speaker,) Anderson, Gray, Grundy, Kindall, Miller, Prewitt and Taylor, 6.

Whereupon mr. Clack submitted an amendment, "substantially to give a preference of entry to all settlers or occupants upon lands south and west of the Congressional reservation, and west of the Tennessee river, and north and east of the Congressional reservation line; and north of the rivers Tennessee and Holston. And further, that if any of said settlers from their poverty, or from other causes, should not be able to procure a warrant in the time required by law; then the person or persons entering the improvement of any such settler or settlers, should pay them for the same;" and the question being taken thereon, "will the house adopt the proposed amendment, it was determined in the affirmative—yeas 21—nays 16.

The yeas and nays being required,

Those who voted in the affirmative are,

Messrs. Allen, Bradford, Carriger, Conn, Clack, David, Daugherty, Hill, Hughes, Kindall, Lawson, Locke, Massengill, Miller, Perkins, Taylor, Tipton, Tilman, Tunnell, Williams (of Roane,) and Yancy, 21.

Those who voted in the negative are,

Messrs. Fentress (speaker,) Anderson, Blake, Brittain, Cheatham, Cross, Dulany, Edwards, Gray, Grundy, Jetton, Martin, McAlister, Prewitt, Williams (of Davidson,) and Young, 16.

Whereupon Mr. Grundy submitted the following proviso to the 9th section, (viz:)

"*Provided*, That nothing herein contained, shall be so construed as to authorise any person or persons to enter the land including any saltspring or springs, nor shall any occupant claim be entered or surveyed thereon." And the question being taken, "will the house adopt the proposed amendment," it was determined in the affirmative,—yeas 27—nays 7.

The yeas and nays being required,

Those who voted in the affirmative are,

Messrs. Anderson, Blake, Bradford, Brittain, Carriger, Conn, Cheatham, Cross, David, Daugherty, Dulany, Edwards, Gray, Grundy, Hill, Hughes, Jetton, Locke, Massengill, McAlister, Perkins, Prewitt, Taylor, Tilman, Williams (of Davidson,) Yancy and Young, 27.

Those who voted in the negative are,

Messrs. Fentress (speaker,) Allen, Kindall, Lawson, Miller, Tipton and Tunnell, 7.

Sundry other amendments were proposed to the said bill, by messrs. Taylor and Martin, which the house adopted.

When the said bill was put upon its third reading in this house, and being taken thereon, "shall the bill pass," it was determined in the affirmative—yeas 32—nays 4.

The yeas and nays being required.

Those who voted in the affirmative are,

Messrs. Fentress (speaker,) Allen, Anderson, Blake, Bradford, Brittain, Carriger, Clack, Cross, David, Daugherty, Dulany, Edwards, Gray, Hill, Hughes, Jetton, Kindall, Lawson, Locke, Massengill, Martin, McAlister, Miller, Perkins, Taylor, Tipton, Tilman, Tunnell, Williams (of Roane,) Yancy and Young, 32,

Those who voted in the negative are,

Messrs. Cheatham, Grundy, Prewitt and *Williams* (of Davidson,) 4.

Ordered, That the said bill be sent to the senate.

Mr. Lawson presented a petition of sundry inhabitants of the county of Sevier, praying that Carthey Seahorn may not be authorised to erect a turupike gate, on the road leading from Sevierville to Newport.

Ordered, That the said petition be referred to the committee on public roads.

The house adjourned until to-morrow morning 9 o'clock.

SATURDAY, November 20, 1819.

The house met according to adjournment.

A message from the senate by mr. Bradford their clerk.

Mr. Speaker,

Enrolled bills of the following titles have been signed by the speaker of the senate.

An act supplemental to an act passed at the present session of the general assembly.

An act appointing commissioners for Greene county.

An act for the relief of Joseph Herndon.

An act to provide for the payment of state and county tax.

An act for the relief of the heirs of Nathan Gragg.

An act to establish a town in the county of Sumner.

An act to authorise the drawing of a lottery to build a Masonic Hall in Winchester.

An act authorising the building of a bridge across Duck river.

An act for the relief of Amos Johnston.

An act to authorise a lottery to raise a Masonic Hall in the town of Gallatin.

An act to revise and continue in force, an act for the relief of the heirs of Samuel Shaw.

An act appointing commissioners to settle with William Clay and others.

An act for keeping in repair the turnpike road from Sparta to Daddy's creek.

Ordered, That the said enrolled bills be signed by the speaker of this house, and deposited by the clerk in the office of the secretary of state.

Mr. Grundy introduced a bill concerning salt licks and springs.

Mr. McAlister, a bill authorising the sale of the old court-house, in the county of Greene.

Mr. Williams (of Davidson,) a bill to establish a new county.

Mr. Cheatham, a bill for the relief of the counties therein named.

Mr. Martin, a bill to divorce Polly T. Depriest, from her husband Charles C. Depriest.

Mr. Daugherty, a bill for the relief of James Perry.

Mr. Miller, a bill for the relief of James Miller, and John Randol.

Which bills were severally read the first time and passed.

Mr. Anderson returned a bill authorising John Read and others, to raise a sum of money by lottery, for the purpose of erecting iron works.

With a proposed amendment which the house adopted.

Whereupon the said bill, together with a bill for the relief of Keeble Terry,

Were severally read the second time and passed.

Ordered, That the said bills be sent to the senate.

On motion of mr. Miller,

Resolved, That the senate meet the house of representatives this day at 12 o'clock, for the purpose of electing a surveyor general of the Highwassee district.

Ordered, That the clerk do carry the said resolution to the senate, and ask their concurrence therein.

The hour having arrived at which both houses were to meet in the hall of this house, for the purpose of e-

lecting a judge of the 5th circuit, and solicitors general for the 4th and 11th districts.

Ordered, That the clerk inform the senate that this house is ready to receive their body for that purpose, immediately after which mr. speaker and the gentlemen of the senate were announced and invited to walk in.

When the two houses proceeded jointly, first to the election of a judge for the fifth circuit, the honorable Parry W. Humphreys in nomination, and on collecting and counting out the ballots, it appeared that Parry W. Humphres had 55.

The two houses next proceeded to the election of a solicitor general, for the 5th district, James Rogers esq. in nomination; and on collecting and counting out the ballots, it appeared that James Rogers had 56.

The two houses proceeded lastly to the election of a solicitor general for the 11th district, Samuel B. Moore, and John A. Montgomery, esqrs. in nomination; and on collecting and counting out the ballots, it appeared that John A. Montgomery had a majority of the whole number given.

Whereupon the honorable, the speaker of the senate proclaimed Parry *W.* Humphreys, James Rogers and John A. Montgomery, duly and constitutionally elected to fill the respective offices for which they polled.

When mr. Speaker and the gentlemen of the senate withdrew.

Mr. Blake introduced a bill to authorise the county court of Lincoln, to build clerks offices on the public square in the town of Fayetteville.

Mr. Gray, a bill prescribing the mode in which persons sued as endorsers of bonds or notes, or as drawers, endorsers or acceptors of exchange, or orders for the payment of money shall deny such drawing endorsement or acceptance.

Mr. Martin, a bill for the relief of the heirs of Andrew and Robert Boyd.

Received from the senate a bill for the relief of Andrew Taylor. Also,

A bill to defray the expence of building the new court house in the county of Anderson.

Also, a bill to divorce Norflet Perry from his wife.

Also, a bill supplementary to an act passed at the present session, regulating the militia of this state.

Which bills were severally read the first time in this house and passed.

A bill to tax wholesale merchants and dealers.

A bill for the relief of sheriff's and collectors.

A bill to provide for certain persons prosecuting the pleas of the state.

A bill concerning plats and certificates in certain cases.

A bill to incorporate the inhabitants of the town of Lebanon, in the county of Wilson.

A bill for the relief of William Eastin.

A bill to establish the seat of justice of Lawrence county, and

A bill for the relief of William Moore,

Were severally read the second time in this house and passed.

A bill to provide for the payment of George Wilson, and

A bill to establish the town of Welhelms, in the county of Maury.

Were severally read the third time in this house and passed.

Ordered, That the said bills be sent to the senate.

A bill to amend the law respecting the duty of the public printer,

Was read the second time, and the question thereon being taken, "shall the bill pass," it was determined in the negative.

A bill for the relief of the heirs of Willoughby Williams, was read the second time and the question being taken therein "shall the bill pass, it was determined in the negative.

And so, the said bills were rejected.

A bill for the relief of Robert Craighead, and

A bill to establish a seventh judicial circuit, and for other purposes,

Were severally read the third and last time passed, and

Ordered, To be engrossed.

Ordered, That mr. Hill have leave to withdraw a bill to authorise Dennis Condry, and William Hill, to open a turnpike road.

Mr. Williams (of Davidson,) presented a memorial of Montgomery Bell, praying a loan from the state of 100,000 dollars, to be applied to the purpose of defraying the expenses of erecting Iron Works &c. in the county of Dixon,

Ordered, That the said memorial be referred to a select committee of Messrs. Mitchell, Prewitt, Taylor and Martin, on part of this house.

A message from the senate by mr. Bradford their clerk.

Mr. Speaker,

The senate have referred the memorial of Montgomery Bell, to messrs. Huntsman and Williams on their part, to act with the gentlemen by you appointed.

A bill to amend the laws in force authorising a change of venue,

Was taken up by the house.

Mr. Jetton made a motion to amend the bill by inserting the words "that no change of venue shall be allowed in criminal cases." and the question being taken thereon, it was determined in the affirmative, yeas 16—nays 12.

The yeas and nays being required,

Those who voted in the affirmative are,

Messrs. Fentress (Speaker,) Andersen, Blake, Brittain, Carriger, Cheatham, Edwards, Gray, Grundy, Hill, Hughes, Jetton, Kindall, Martin, Perkins and Taylor, 16.

Those who voted in the negative are,

Messrs. David, Daugherty, Lawson, Locke, Massengill, M'Allister, Miller, Mitchell, Prewitt, Tunnell, Williams (of Davidson,) and Yancy; 13.

Whereupon the said bill was read the third time, passed and,

Ordered, To be sent to the senate.

The house adjourned until Monday morning 9 o'clock.

MONDAY, November 22, 1819.

The house met according to adjournment.

Mr. Mitchell from the select committee to whom was referred the memorial of Montgomery Bell, made the following report in which the house concurred, (viz:)

Your committee have had the memorial of Montgomery Bell under consideration, and have carefully examined the same with the accompanying documents. Your committee are fully impressed with the utility and importance of the subject, not only, the state of Tennessee, but the surrounding sister states: But notwithstanding the great desire of your committee, to aid and foster the valuable and extensive views of the petitioner, mr. Bell. They believe from the unreplenished state of the treasury, that there are not unappropriated funds to meet the grand designs of the petitioners; and are therefore constrained to say that the prayer of the petitioner ought not to be granted.

Signed,

J. MITCHELL, Chairman.

Mr. Edwards introduced a bill for the relief of Daniel Cherry.

Mr. [illegible] a bill for the relief of [illegible] Smithfield [illegible] county.

Mr. [illegible] a bill making provision for opening the [illegible]

[illegible] for the benefit of the heirs of [illegible]

Mr. Williams (of Davidson,) a bill for the relief of Montgomery Bell.

Mr. Gross, a bill to attach part of Jackson county to the county of Overton.

Mr. Taylor, a bill to regulate the time of holding courts therein named.

Mr. Kindall, a bill for the relief of certain witnesses and jurors.

Mr. Prewett, a bill to authorize John Brown to build a mill on Duck river.

Mr. Massengill, a bill to authorize Wm. Clay and Wm. Hankins to make deeds to lots in the town of Rutledge.

Mr. David, a bill to tax the proprietors of lotteries.

Mr. Perkins, a bill to establish the town of Danville.

Mr. Gross, a bill to appoint Henry H. Atkinson a trustee of the Hilham Female Academy.

Mr. Brittain, a bill to amend the laws on the subject of patrols.

Mr. Grundy, a bill for the relief of those who have had their lands located within the Indian boundary.

Mr. Clack, a bill to empower the county of Giles to appoint commissioners for the purposes therein mentioned.

Mr. Fentress, a bill for the relief of David Wells.

Mr. Perkins,

A bill to repeal an act passed December 3d, 1807, which requires Rangers to have stray horses advertised.

Mr. Conn,

A bill to authorise a lottery for the benefit of a Lancasterian school, in the county of Sumner.

Received from the senate—

A bill more effectually to prevent deists from corrupting the minds and morals of others.—also

A bill for the relief of Thomas Taylor.—also

A bill for the relief of William Bills.—also

A bill for the relief of William Ingram.—also

A bill to annex the territory therein named to the counties of Lawrence and Wayne.—also

A bill to confirm and make good all grants issued by the state of North Carolina, on entries and warrants west of Browns line.—also

A bill making provision for surveying the school lands within this state.—also

A bill for the removal of the court of errors and appeals for the 4th judicial circuit, from Nashville to Franklin.

A bill to authorise the county court of Davidson to set at each term until they go through the docket, and

Mr. Anderson introduced—

A bill for the relief of Robert H. Burton.

Which bills were severally read the first time, passed, and

Ordered, to be sent to the senate.

Mr. Brauford the clerk of the senate, delivered in at the speakers table, a letter of resignation of John B. Hogg, principal surveyor of the second district, which was read and accepted.

The following message in writing was also delivered at the same time by the clerk of the senate.—viz.

Mr. Speaker and gentlemen of
the house of Representatives,

The senate have considered your message of the 11th inst. growing out of the resolutions relating to major generals Andrew Jackson and Gaines, and infer that you do not concur with the senate in their proposition to strike out the 5th member of said resolutions.

The senate therefore request your concurrence to the amendment proposed by them to the 2d member of said resolutions that the first four may be agreed to, and the objects of the 4th may be carried into effect, and the question being taken thereon, will the house concur in the proposition of the senate, it was determined in the affirmative.

Ordered, That the clerk do acquaint the senate therewith.

On motion of Mr. Williams, (of Davidson,)

Ordered, That Montgomery Bell have leave to withdraw his memorial.

A bill to adjust the boundary line between this state and the state of Kentucky.

A bill to alter the times of holding the county courts of Rutherford.

A bill to amend the law incorporating the town of Jonesborough.

A bill to establish Shelby county.

A bill to divorce Polly T. Depriest from her husband Charles C. Depriest.

A bill for the relief of the heirs of Andrew and Robert Boyd,

A bill to authorise the county court of Lincoln to build clerks offices on the public square, in the town of Fayetteville.

A bill to divorce Norflet Perry from his wife Rachael.

A bill to authorise the sheriff of Rhea county to collect arrearages of tax in the county of Hamilton, and

A bill prescribing the mode in which persons sued as endorsers, &c. shall deny the endorsement or acceptance.

Were severally read the second time, passed, and *Ordered* to be sent to the senate.

A message from the senate by Mr. Bradford their clerk.

Mr. Speaker and gentlemen of the house of representatives,

The senate have adopted the following resolution in which they ask your concurrence.

Resolved, That the senate meet the house of representatives on Tuesday the 23d inst. for the purpose of electing a judge for the third judicial circuit.

And the question being taken thereon, will the house concur in the said resolution, it was determined in the affirmative.

Ordered, That the clerk acquaint the senate therewith.

A bill for the relief of John Davidson.

A bill for the relief of Robert Burton.

A bill to amend an act passed at Knoxville, Nov. 19, 1817, to authorise a tax to be laid on the county of Robertson, to build a court-house.

A bill to establish the seat of justice of Lawrence county.

A bill for the benefit of Keeble Terry.

A bill for the relief of Isaac M'Canan.

A bill to appoint notaries public.

A bill to authorise Dennis Condray and William Hill, to open a turnpike road, and

A bill providing for further time for the registration of grants.

Were severally read the third time, passed, and

Ordered, to be sent to the senate.

A message from the senate, by Mr. Bradford their clerk.

Mr. Speaker and gentlemen of the house of representatives,

The senate have adopted the following resolution, in which they ask your concurrence.

Resolved, That 200 copies of a letter from the hon. Daniel Smith to the hon. Parry W. Humphreys, on the subject of the Kentucky boundary line, dated December 8, 1815, be printed with the report of the committee on that subject, made at the present session of the general assembly; and the question being taken thereon, will the house concur in the said resolution, it was determined in the negative.

Ordered, That the clerk acquaint the senate therewith.

A bill for the relief of Godfrey Carriger and Aaron Penson.

A bill to authorise the drawing of a lottery for the benefit of Clement M'Daniel.

A bill to provide for the trial of a certain cause therein mentioned.

A bill authorising John Read and others to raise a sum of money by lottery, and

A bill for the relief of William Eastin.

Were severally read the third and last time, passed, and

Ordered, to be engrossed.

Mr. Williams of Davidson, introduced a bill for the relief of Robert Burton.

Mr. Massingill a bill for the relief of Williams Willis.

Mr. Anderson, a bill for the relief of Daniel Boatright and Henry Trott, and

Received from the senate, a bill to amend the laws concerning sheriffs and other officers, and

A bill authorising George Gordon to erect a dam across Nolichuckey river.

Which bills were severally read the first time in this house and rejected.

Mr. Grundy introduced a bill to relieve the persons therein alluded from double taxes, and Mr. Mitchell introduced a bill allowing pay for improvements that add real value to the land situate south of Tennessee and north of Highwassee rivers.

Ordered, That the said bills lie on the table.

Ordered That Mr. Massengill have leave to withdraw a bill more effectually to prevent obstructions to the navigation of the rivers in this state, and Mr. Cheatham a bill fixing the time of holding the several courts therein mentioned, and Mr. Yancy a bill to apportion the representation of this state in the state legislature.

Mr. Blake introduced a bill to amend the laws regulating the heighth of fences.

Which was put upon its first reading in this house and the question being taken thereon, shall the bill pass, it was determined in the negative, and so the said bill was rejected.

The house adjourned until to-morrow morning 9 o'clock.

TUESDAY November 23, 1819.

The house met according to adjournment.

A bill for the relief of Daniel Cherry.

A bill for the relief of Armstreet Stubblefield and Willis Curling.

A bill to authorise John Brown to build a mill on Duck river.

A bill for the relief of certain witnesses and jurors.

A bill for the relief of the heirs of *William* T. Lewis, and

A bill to open an office for receiving entries on vacant and unappropriated land in the district of country south of French Broad and Holston.

Were severally read the second time, passed, and *Ordered*, to be sent to the senate.

A bill to adjust the boundary line between this state and the state of Kentucky.

Was read the third time, passed, and *Ordered*, to be engrossed.

Mr. Williams (of Davidson,) from the committee for enrolled bills, reported bills of the following titles to be truly enrolled, (to wit.)

An act for the relief of Robert Craighead.

An act to establish a 7th judicial Circuit.

An act to authorise the drawing of the lottery for the relief of Clement McDaniel.

An act for the relief of Godfrey Carriger and Aaron Penson.

An act to provide for the trial of a certain cause therin mentioned.

An act for the relief of Elizabeth Farmwalt,

An act for the relief of William Eastin.

Ordered, That the said enrolled bills be signed by the speaker of this house and sent to the senate.

A bill to annex part of Davidson county to the county of Williamson,

Was read the first time and passed.

A bill for the relief of William Bills.

A bill more effectually to prevent obstructions to the navigation of the rivers in this state.

A bill to apportion the representation of this state in the state legislature.

A bill to defray the expenses of the new court-house in the county of Anderson.

A bill for the relief of Andrew Taylor.

A bill to annex the territory therein named, to the counties of Lawrence and *Wayne*.

A bill fixing the times of holding the several courts therein mentioned.

And a bill more effectually to prevent deists from corrupting the minds and morals of others.

Which was put upon its second reading in this house, were severally read the second time and passed.

and passed.

Ordered, That the said bills be sent to the senate.

On motion of *Mr. Miller*,

Resolved, That the senate meet the house of representatives on Thursday the 25th inst for the purpose of electing two commissioners to settle the boundary line between this state and the state of Kentucky.

Ordered, That the clerk do carry the said resolution to the senate, and ask their concurrence therein.

In answer to which a message of nonconcurrence was received from the senate by Mr. Bradford their clerk.

A message from the senate by Mr. Bradford their clerk.

Mr Speaker and gentlemen of
the house of representatives,

The senate propose meeting the house of representatives this day at 12 o'clock, for the purpose of electing a surveyor general of the second district, in the place of John B. Hogg resigned, and on Thursday next at 12 o'clock, for the purpose of electing a surveyor general of the Highwassee district,

With which propositions of the senate, this house concurred, and

Ordered, That the clerk acquaint the senate therewith.

A bill to annex a small part of Jackson county to

the county of Dyerton was read the second time and rejected.

The hour having arrived at which both houses were to meet in the hall of this house, for the purpose of electing a Judge of the 3d circuit and a surveyor general of the second district.

Ordered, That the clerk do inform the senate, that this house is ready to receive them for that purpose.

Immediately after which mr. Speaker and the gentlemen of the senate were announced and invited to walk in—when the two houses proceeded jointly first to the election of a judge for the 3d circuit, Nathaniel W. Williams, Joshua Haskell and Nathan Haggard esqrs. in nomination, and on collecting and counting out the ballots it appeared that Nathaniel W. Williams had a majority of the whole number given.

The two houses proceeded next to the election of a surveyor general of the second district, Robert P. Harrison in nomination, and on collecting and counting out the ballots it appeared that Robert P. Harrison had 54.

*W*hereupon the hon. the speaker of the senate proclaimed Nathaniel *W.* Williams and Robert P. Harrison, duly and constitutionally elected to fill the respective offices for which they polled.

*W*hen mr. Speaker and the gentlemen of the senate withdrew.

A bill to tax wholesale merchants and dealers, and

A bill concerning plats and certificates in certain cases.

*W*ere severally read the third time passed, and

Ordered, to be sent to the senate.

On motion of mr. Grundy,

Resolved, That the senate meet the house of representatives on Thursday the 25th inst for the purpose of electing seven surveyor generals, for the districts laid off by the act making provision for the adjudication of North Carolina land claims and for satisfying the same by an appropriation of the vacant soil south and west of the Congressional reservation line and for other purposes.

Ordered, That the clerk do carry the said resolution to the senate and ask their concurrence therein.

In answer to which a message of concurrence was received from the senate by mr. Bradford their clerk.

Mr. Bradford the clerk of the senate delivered in at the speakers table, the following report; which was read and concurred in by the house, viz:

The committee to whom was referred an examination of the secretary's office, have performed the duty assigned them and beg leave to Report:

That the books and records of said office are neatly kept, and the papers and documents thereof, are in good order and condition.

The committee also beg leave to report that there remains of the pamphlet copies of the acts of congress, which have been deposited in said office, the following numbers of the respective sessions, viz.

1803 and 4, 100 copies.—1807 and 8, 115 copies.
1805 and 6, 168 copies.—1815 and 16, 275 copies.
1806 and 7, 108 copies.—1818 and 19, 270 copies.

And the public good would require a distribution of said acts throughout the several counties in this state, and in the opinion of your committee in the following proportions, (to wit.)

Two copies of the acts of 1803 and 4, three copies of the acts of 1805 and 6, two copies of the acts of 1806 and 7, two copies of the acts of 1807 and 8, five copies of the acts of 1815 and 16, and five copies of the acts of 1818 and 19, and that said copies be deposited in the offices of the clerks of the circuit and county courts, in each county in this state, to be by them securely kept for the use of the public.

All which is respectfully submitted.

WILLIAM EDMISTON, Chairman.

A bill regulating proceedings on judgments, and for other purposes,

Was put upon its third reading in this house, and the question being taken thereon, shall the bill pass,

It was determined in the affirmative,

Yeas 21, nays 9.

The yeas and nays being required.

Those who voted in the affirmative are,

Messrs. Allen, Anderson, Blake, Brittain, Carriger, Clack, Cross, Daugherty, Dulany, Grundy, Jetton, Kindall, Locke, Massengill, Martin, Prewett, Taylor, Tilman, Williams, (of Roane) Williams (of Davidson) and Yancy.

Those who voted in the negative are,

Messrs. Bradford, David, Gray, Hughes, M'Alister, Miller, Mitchell, Perkins and Tipton.

A bill for the relief of sheriffs and collectors.

A bill to divorce Polly T. Depriest, from her husband Charles T. Depriest.

A bill prescribing the mode in which persons sued as endorsers of bonds or notes, &c. shall deny such endorsement.

A bill to alter the times of holding the county courts of Rutherford county, and

A bill for the relief of William Moore.

Were severally read the third time, passed, and

Ordered, to be sent to the senate.

Ordered That Mr. Daugherty have leave to withdraw, a bill for the relief of Drury Christian.

The house adjourned until to-morrow morning 9 o'clock.

WEDNESDAY, November 24, 1819.

The house met according to adjournment.

A bill to enlarge the town of Sparta.

A bill for the relief of Armstreet Stubblefield and Willis Curling.

A bill to authorise John Brown to build a mill on Duck river.

A bill more effectually to prevent obstructions to the navigation of the rivers in this state.

A bill to establish Shelby county.

Were severally read the third time and passed,

A bill for the relief of the counties therein named.

A bill for the relief of such persons as have or may settle in a bottom of the Caney Fork, called the narrows in *Warren* county.

A bill for the relief of Peter *Mosely* and company.

A bill to alter the setting of the courts therein named.

A bill for the relief of Daniel Cherry.

A bill authorising the sale of the old court-house of Greene county.

A bill to establish the town of Danville in the county of Warren.

A bill concerning salt licks and springs.

A bill concerning land warrants and entries.

A bill to authorise the drawing of a lottery for the benefit of a Lancasterian school, in the county of Sumner.

Were severally read the second time and passed.

A bill to relieve certain persons from double taxes.

A bill allowing pay for improvements that add real value to the land, situate south of Tennessee and north of Highwassee rivers.

A bill to divorce Isaac Matthews from his wife Tolphenas, and

A bill making provision for the publication of a new edition of the laws of North Carolina and Tennessee.

Were severally read the first time and passed.

Ordered, That the said bills be sent to the senate.

A bill to alter the 6th circuit, and to establish a supreme court therein, and

A bill from the senate for the relief of the county registers of this state.

Were severally read and rejected.

A bill regulating clerks in certain cases, and

A bill for the relief of Drury Christian.

Were severally read the third and last time, passed and

Ordered, to be engrossed.

Ordered, That the memorial of sundry citizens of this state, on behalf of captain James Royal, be referred to a select committee of Mr. Hughes and Mr. Taylor, on part of this house.

A bill the better to secure debts due by the banks of this state to individuals.

Was taken up by the house.

Mr. Grundy made a motion to lay the bill on the table until the end of the present session of the general assembly,

Which motion was determined in the negative.

Whereupon the said bill was put upon its third reading in this house,

And the question being taken thereon, shall the bill pass,

It was determined in the affirmative,

Yeas 26, nays 14,

The yeas and nays being required.

Those who voted in the affirmative are;

Messrs. Allen, Bradford, Carriger, Conn, Clack, Cross, David, Daugherty, Dulany, Edwards, Gray, Hughes, Kindall, Lawson, Locke, Musgengill, Miller, Taylor, Tipton and Williams (of Roane.)

Those who voted in the negative are,

Messrs. Fentress, (speaker) Anderson, Blake, Brittain, Cheatham, Grundy, Jetton, Martin, M'Alister, Mitchell, Prewitt, Tatum, Williams (of Davidson) and Yancy.

Ordered, That the said bill be sent to the senate.

A bill to authorise William Clay and William Hawkins, to make deeds to lots in the town of Rutledge.

A bill to authorise the county court of Davidson to set at each term of said courts, until they go through the docket, and

A bill for the benefit of James Miller and John Rannal,

Were severaly read the second time, passed, and

Ordered, to be sent to the senate.

A message from the senate by Mr. Bradford their clerk.

Mr. Speaker,

Enrolled bills of the following titles have been signed by the speaker of the senate.

An act to establish a town in the county of Stewart.

An act to provide for the payment of George Wilson.

An act for the relief of Henry Trott.

An act for the relief of John Davidson.

An act to appoint Notaries Public.

An act for the benefit of Kibble Terry.

An act to amend the laws in force authorising a change of venue.

An act to provide for the regristration of deeds, grants, &c.

An act concerning the seals of notaries public in certain cases.

An act to establish the seat of justice of Lawrence county.

An act to incorporate the inhabitants of the town of Lebanon, in the county of Wilson.

An act to alter the names and make legitimate the persons therein named.

An act to further provide for the transfer of entries and warrants purchased at sheriffs sale.

An act to incorporate the owners of the steam boat Cumberland.

An act to incorporate the persons therein named and their legal assigns and representatives, under the name of the Nashville steam-boat company.

An act to amend an act passed at Knoxville, Nov. 1817, to authorise a tax to be laid in the county of Robertson, to build a court-house.

Ordered, That the said enrolled bills be signed by the speaker of this house, and deposited in the office of the secretary of state.

A bill for the relief of George Burch.

A bill for the relief of the heirs of William T. Lewis, and

A bill for the relief of Alexander M'Call.

Were severally read the third time; passed and

Ordered, to be sent to the senate.

A bill to provide for certain persons prosecuting the pleas of the state.

A bill to divorce Norfleet Perry from his wife Rachael, and for other purposes, and

A bill for the relief of John Larkin, senr.

Were severaly read the third and last time, passed, and

Ordered, to be engrossed.

A bill from the senate supplemental to an act passed at the present session of the general assembly, providing for the sale of the lands between Tennessee and Highwassee and north of Little Tennessee rivers, and

A bill for the relief of Simon Huddlesson and others.

Were severally read the first time in this house, passed, and

Ordered, to be sent to the senate.

A bill to confirm and make good all grants issued by the state of North Carolina, on entries and warrants made west of Browns line.

Was read the second time to this house, passed, and

Ordered, to be sent to the senate.

A message from the senate by Mr. Bradford their clerk.

Mr Speaker and gentlemen of
the house of representatives,

The senate have adopted a resolution that the Treasurer of West Tennessee, be required to pay James Royal a blind man, the sum of one hundred dollars, whose receipt attested by a witness, shall be a good voucher in said treasurers settlement, in which they ask the concurrence of this house.

And the question being taken thereon, will the house concur in said resolution, it was determined in the negative.

Ordered, That the clerk acquaint the senate therewith.

A bill authorising the surveyor south of French Broad and Holston, to survey as heretofore, certain claims therein mentioned,

Was taken-up by the house.

Mr. Anderson made a motion to amend the bill by inserting after the word "who," in the 5th line of the 1st section, the words "were settled on their occupant claims in said section of country, on the 6th day of February, 1796, unless such occupant claim interfers with some resolution secured by the late treaty with the Cherokee Indians."

And the question being taken thereon, will the house adopt the proposed amendment.

It was determined in the affirmative.

Yeas 20, nays 12.

The yeas and nays being required.

Those who voted in the affirmative are,

Messrs. Fentress, (speaker) Anderson, Blake, Brittain, Carriger, Conn, Cheatham, Cross, Daugherty, Edwards, Gray, Grundy, Hill, Kindall, Martin, M'Alister, Mitchell, Perkins, Prewitt and Williams (of Roane.)

Those who voted in the negative are,

Messrs. Bradford, Clack, Hughes, Jetton, Locke, Miller, Taylor, Tipton, Tilman, Tunnell, Williams (of Davidson) and Yancy.

Whereupon the said bill was put upon its third reading in this house, and the question being taken thereon, shall the bill pass, it was determined in the negative.

Yeas 6, nays 28.

The yeas and nays being required.

Those who voted in the affirmative are,

Messrs. Anderson, Bradford, Clack, Hughes, Lawson and Tipton.

Those who voted in the negative are

Messrs. Fentress, (speaker) Blake, Brittain, Carriger, Conn, Cheatham, Cross, Daugherty, Edwards, Gray, Grundy, Hill, Jetton, Kindall, Locke, Massen,

gill, Martin, M'Alister, Miller, Mitchell, Perkins, Prewitt, Taylor, Tilman, Tunnell, Williams, (of Roane) Williams (of Davsdson) and Yancy.

And so the said bill was rejected.

A bill to apportion the representation of this state, in the state legislature.

Was taken up, and after some time spent thereon,

Ordered, That the said bill lie on the table

The house adjourned until to-morrow morning 9 o'clock.

THURSDAY, November 25, 1819.

The house met according to adjournment.

On motion of mr. Mitchell,

Resolved, That immediately after the adjournment of this general assembly, the Governor of this state, make out and furnish to each of the commissioners to be appointed under the act to adjust the boundary line between this state and the state of Kentucky, proper letters of credence, and cause them to be delivered to said commissioners.

Resolved, That the secretary of state furnish to each of said commissioners a copy of the report of the joint committee made at the present session, on the subject of the boundary line between this state and the state of Kentucky, also of a letter from Gen. Daniel Smith to Parry W. Humphreys esq. and a copy of such charters, proclamations, acts of assembly and resolutions, as may relate to said subject and may be in the secretary's possession, and may be applied for by said commissioners or either of them.

Ordered, That the clerk do carry the said resolution to the senate and ask their concurrence therein.

In answer to which a message of concurrence was received from the senate by mr. Bradford their clerk.

A bill to establish a town in the county of Warren.

A bill authorizing the sale of the old court house in the county of Greene.

A bill for the relief of such persons as have or may

settle in a bottom of the Caney fork, called the narrows in Warren county.

A bill for the relief of Lot Hazard.

A bill for the relief of the heirs of Andrew and Robert Boyd.

A bill for the relief of certain witnesses and jurors.

A bill for the relief of Peter Mosely and company.

A bill to authorize the sheriff of Rhea county to collect arrearages in the county of Hamilton.

A bill authorizing a lottery for the benefit of a Lancasterian School in the county of Sumner, and

A bill for the relief of the counties therein named.

Were severally read the third time and passed.

Ordered, That the said bills be sent to the senate.

On motion of mr. Grundy,

The house took up, a bill to apportion the representation of this state in the state legislature.

Mr. Jetton made a motion to amend the bill by adding the following words to the second section "the counties of Wilson and Rutherford shall elect one senator jointly and two representatives each, the counties of Davidson and Williamson, shall elect one senator and one representative each," and the question being taken thereon, it was determined in the negative—Yeas 10—Nays 20.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Anderson, Carriger, Clack, Hill, Jetton, M'Alister, Mitchell, Taylor, Tilman and Williams (of Roane.)

Those who voted in the negative are,

Messrs. Fentress (speaker,) Blake, Bradford, Cheatham, Cross, David, Doherty, Edwards, Gray, Grundy, Hughes, Kindall, Lawson, Locke, Martin, Miller, Powell, Tipton, Williams (of Davidson) and Yancey.

Mr. Yancey made a motion, to unite Lawrence county, with the county of Maury in electing one senator and one representative jointly, and the question

being taken thereon, it was determined in the negative—Yeas 16—Nays 17.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Bradford, Carriger, Clack, David, Edwards, Gray, Hill, Lawson, Martin, Miller, Mitchell, Taylor, Tipton, Tunnell, Williams (of Roane) and Yancey.

Those who voted in the negative are,

Messrs. Fentress (speaker) Allen, Anderson, Blake, Brittain, Cheatham, Doherty, Grundy, Hughes Jetton, Kindall, Locke, Massengill, M'Alister, Prewett, Tilman and Williams (of Davidson.)

Whereupon the said bill, together with a bill to amend the law incorporating the town of Jonesborough, and

A bill to open an office for receiving entries of vacant and unappropriated land in the district of country south of French Broad and Holston, and between the rivers Big Pigeon and Tennessee.

Were severally read the third and last time passed, and

Ordered, to be engrossed.

A bill supplementary to an act passed at the present session regulating the militia of this state.

A bill to appoint Henry H. Atkinson a trustee of the Hilham Female Academy in the county of Overton.

A bill for the relief of John Latham, and

A bill to relieve the persons therein referred to from double taxes.

Were severally read the second time passed, and

Ordered, to be sent to the senate.

A bill for the relief of James Perry,

Was read the second time, and the question being taken thereon 'shall the bill pass' it was determined in the negative.

And so, the said bill was rejected.

The hour having arrived at which both houses were to meet by previous arrangement in the Hall of this house for the purpose of electing a surveyor general for the Highwassee district, and also seven principal surveyors for the districts laid off by the act making

provision for the adjudication of North Carolina land claims, and for satisfying the same by an appropriation of the vacant soil south and west of the Congressional reservation line, and for other purposes.

Ordered, That the clerk inform the senate that this house is ready to receive them for that purpose. Immediately after which mr. speaker and the gentlemen of the senate were announced and invited to walk in.

When the two houses proceeded jointly, first to the election of a surveyer general of the Highwassee district, mr. Joseph Callaway in nomination; and on collecting and counting of the ballots it appeared that Joseph Callaway had 55.

Secondly to the election of a surveyor general of the 7th district, Samuel Williams and James Bright in nomination, and on collecting and counting out the ballots it appeared that Samuel Williams had a majority of the whole number given.

Thirdly to the election of a surveyor general of the 8th district John Brown, Henry Hoss, and Daniel Gilchrist in nomination, and on collecting and counting out the ballots it appeared that John Brown had a majority of the whole number given.

Fourthly to the election of a surveyor general for the 9th district Samuel Wilson and Theoderic F. Bradford in nomination, and on collecting and counting out the ballots, it appeared that Samuel Wilson had a majority of the whole number given.

Fifthly to the election of a surveyor general of the 10th district, Robert H. Dyer, Adam R. Alexander, Wm. W. Woodfolk and John Thompson in nomination, and on collecting and counting out the ballots it appeared that Adam R. Alexander had a majority of the whole number given.

Sixthly to the election of surveyor general of the 11th district, Jacob Tipton in nomination, and on collecting and counting out the ballats it appeared that Jacob Tipton had 57.

Seventhly to the election of a surveyor general of the 12th district R. E. C. Dohertie, Jonathan Web-

ster, —— Patterson, Andrew Donavan, —— Davidson, —— Guinn and John A. Wilson in nomination, and on collecting and counting out the ballots, it appeared that RobertE. C. Daugherty had a majority of the whole number given.

Eighthly to the election of a surveyor general of the 13th district, John B. Hogg, —— Blakemore and —— Boyler in nomination, and on collecting and counting out the ballots, it appeared that John B. Hogg had a majority of the whole number given.

Whereupon, the honorable, the speaker of the senate proclaimed Joseph Callaway, Samuel Williams, John Brown, Samuel Wilson, Adam R. Alexander, Jacob Tipton, Robert E. C. Daugherty and John B. Hogg, were duly and constitutionally elected to fill the respective offices for which they polled.

When mr. speaker and the gentlemen of the senate withdrew.

The house adjourned until to-morrow morning 9 o'clock.

FRIDAY, November 26, 1819.

The house met according to adjournment.

Mr. Williams (of Davidson,) from the committee of enrolled bills, reported bills of the following titles truly enrolled, (viz:)

An act regulating clerks in certain cases.

An act to divorce Norfleet Perry from his wife Rachael.

An act for the relief of Drury Christian.

An act for the relief of John Larkins senior.

An act to adjust the boundary line between this state and the state of Kentucky.

An act to provide for certain persons prosecuting the pleas of this state.

An act authorizing John Read and others to raise a sum of money by lottery.

Ordered, That the said enrolled bills be signed by the speaker of the house and sent to the senate.

The speaker laid before the house the bonds executed by Daniel Graham, with his securities as secretary of state for the four ensuing years,

Which was read and accepted.

The speaker also laid before the house a letter of [illegible] Robert E. B. Donoghey, esq. the representative of the counties of Jackson and Dixon, in the house of representatives of the present general assembly.

Mr. Anderson submitted the following resolution.

Resolved, That the senate, the house of representatives in committee of the whole of both houses on the 27th instant, for the purpose of taking into consideration the propriety of recommending to the good people of this state, to vote for or against a convention at the next general election.

And the question being taken thereon, it was determined in the affirmative—Yeas 23—Nays 13.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Foutress (speaker) Anderson, Blake, Brittain, Carriger, Conn, Cheatham, Clack, David, Dunlavy, Edwards, Grundy, Jetton, Kindall, Martin, Perkins, Prewett, Taylor, Tillman, Williams (of Roane,) Williams (of Davidson) Yancy and Young.

Those who voted in the negative are,

Messrs. Allen, Bradford, Cross, Gray, Hughes, Lawson, Locke, Massengill, M'Alister, Miller, Mitchell, Tipton and Tunnell.

Ordered, That the clerk do carry the said resolution to the senate and ask their concurrence therein.

A bill to provide for the payment of the members clerks and door-keepers of this general assembly, and to defray the necessary contingent expences thereof.

A bill for the relief of James Miller and John Randal.

A bill to authorize the courts of Lincoln county to build offices on the public square in the town of Fayetteville.

A bill to provide for the payment of the costs therein mentioned.

A bill to authorise William Clay and William Hankins to make deeds to lots in the town of Rutledge.

A bill to establish the Town of Danville.

A bill to relieve the persons referred to from double taxes, and

A bill to amend an act to appoint suitable persons to open and keep in repair the turnpike road from south west point to Carthage.

Were severally read the third time and passed.

A bill making provision for the publication of a new edition of the laws of North Carolina and Tennessee.

A bill supplemental to an act passed at this session of the general assembly for the sale of the lands between Tennesse and Highwassee, and north of Little Tennessee river.

A bill supplemental to an act entitled an act to prevent the division of land warrants, passed at Murfreesborough the day of September 1819.

A bill to divorce Isaac Matthews from his wife Tolphenas.

A bill for the relief of Simon Huddleston and others.

A bill to authorise John Rogers and Charles Sullivan to open and establish a turnpike road.

A bill making provision for surveying the school lands within the state of Tennessee, and

A bill for the relief of William Ingram.

Were severally read the second time and passed.

Ordered, That the said bills be sent to the senate.

A bill to incorporate a company to open a turnpike road from Murfreesboro to Nashville,

Was put upon its third reading in this house, and the question being taken thereon "shall the bill pass" it was determined in the negative—Yeas 8—Nays 26.

The yeas and nays being required,

Those who voted in the affirmative are,

Messrs. Anderson, Bradford, Grundy, Jetton, Lawson, Miller, Tipton and Tilman.

Those who voted in the negative are,

Messrs. Fentress (Speaker,) Allen, Blake, Brittain, Carriger, Cave, Cheatham, Cross, David, Dulaney, Edwards, Gray, Hughes, Kindall, Locke, Massengill, Martin, McAlister, Perkins, Prewitt, Taylor, Tunnell, Williams (of Rhane,) Williams (of Davidson,) Yancey and Young.

And so the said bill was rejected.

A bill to amend the law now in force on the subject of patroles.

A bill the better to regulate slaves in this state.

A bill for the relief of David Wells.

A bill for the relief of Robert H. Barton.

A bill more effectually to prevent drists from corrupting the minds and morals of others.

A bill supplementary to an act passed at the present session regulating the militia of this state.

A bill to appoint Henry E. Alexander a trustee of the Hillsboro Female Academy, and for other purposes, and

A bill to annex part of Davidson county to the county of [illegible]

Were severally read and rejected.

A bill to confirm and make good all grants issued by the state of North Carolina, on entries and warrants made west of Browns line.

A bill for the relief of Andrew Taylor.

A bill to annex the territory therein named to the county of Lawrence and Wayne.

A bill for the relief of William Bills.

A bill to defray the expence in building the new courthouse in the county of Anderson.

A bill laying a tax on shows.

A bill fixing the times of holding the several courts therein mentioned.

A bill to consolidate the banks of this state.

A bill to alter the settings of the courts therein named, and

A bill supplemental to an act entitled, "an act to condense and bring into one view the revenue laws of this state

and to amend the same, passed at Nashville on the day of 1813,

Were severally read the third and last time, passed and,

Ordered, to be engrossed.

A message from the senate by Mr. Bradford their clerk.

Mr. Speaker,

The senate have adopted the following resolutions in which they ask the concurrence of this house.

Whereas it appears that the honorable Robert Whyte, one of the judges of the supreme court is unwilling to set in the determination of a bill of review in the case of John Childress and others against James Holland, if he was not compelled by the act of assembly to do so therefore.

Resolved, That said Robet Whyte be released from the trial and determination of said case, in as much as there is a competant court without him.

With which resolution the house concurred.

Resolved, That the senate meet the house of representatives on Monday the 29th instant, for the purpose of electing a judge of the seventh judicial circuit in this state, two commissioners to adjust the boundary line between this state and the state of Kentucky, commissioners to superintend the sales of the lands acquired from the Cherokee tribe of Indians, commissioners for the adjudication of land claims, and a solicitor general for the 12th district.

With which resolution this house concurred.

Ordered, That the clerk acquaint the senate therewith.

Another message from the senate by mr. Bradford their clerk.

Mr Speaker and gentlemen of the house of representatives,

The senate have adopted the following resolution in which they ask your concurrence.

Resolved, That a joint committee be appointed to ascertain the expenses of the present session of the

general assembly, and that said committee include in their estimate of said expences Saturday the 27 inst. and no longer.

And the question being taken thereon "will the house concur in the said resolution of the senate," it was determined in the negative.

Whereupon, on motion of Mr. Miller.

Resolved, That a joint committee be appointed to ascertain the expenses of the present session of the general assembly, to include Tuesday the 30th instant, and no longer upon which committee mr. Speaker appointed messrs. Anderson and David.

Ordered, That the clerk do carry the said resolution to the senate, and ask their concurrence therein.

In answer to which a message of concurrence was received from the senate by mr. Bradford their clerk, and naming mr. Keith on their part.

Mr. Carriger from the select committee appointed to ascertain how many copies of the militia law should be delivered to the different militia officers &c.—Made the following report, which was read and concurred in.

Resolved, by the general assembly of the state of Tennessee, that the public printer, print of the Militia law, passed at the present session of the general assembly, one thousand five hundred pamphlet copies, which he shall deliver to the clerks of the county courts of the different counties in this state, within six months after the passage of the act, in the annexed manner, and that the clerks of the respective counties, shall on application deliver the same to the colonels commandant of regiments in his county, and the colonels shall when they receive the number allotted to their respective regiments, deliver, one copy to each field and staff officer, one to the judge advocate one to each captain and retain one copy for himself.

The printer shall deliver to the secretary of state, for the use of the new counties not yet organized, 10 acts.

The clerks shall deliver to the colonels of each regiment in their county,

To clerks of the counties of	No. Acts,	No. of the regiment,	No. of acts to each regiment,		
Washington,	27	1	27		
Sullivan,	26	2	26		
Greene,	30	3	30		
Hawkins,	60	4	30		
Carter,	20	5	20		
Jefferson,	24	6	24		
Grainger,	24	7	24		
Cocke,	20	8	20		
Claiborne,	23	9	23		
Knox,	48	10	40	24	24
Sevier,	22	11	22		
Blount,	34	12	34		
Roane,	27	14	27		
Anderson	20	13	20		
Sumner;	52	15	46	26	26
Smith;	62	16	41 59	22	20 20
Wilson,	52	17	42	26	26
Jackson,	38	18	48	19	19
Davidson,	55	19	20	28	27
Williamson,	52	21	44	26	26
Rutherford,	68	22	45 53	20	19 19
Robertson,	38	23	62	19	19
Montgomery,	38	24	50	19	19
Dixon,	23	25		23	
Stuart,	23	26		23	
Maury,	57	27	48 51	20	20 17
Bedford,	58	28	47 54	20	20 18
Warren,	40	29	55	20	20
Rhea,	28	30		28	
Bledsoe,	23	31		23	
Franklin,	40	32	56	20	20
Campbell,	19	33		19	
White,	30	34		30	
Overton,	30	35		30	
Hickman,	25	36		25	
Giles,	40	37	52	20	20

Humphreys,	17	38			17	
Lincoln,	54	39	49	63	19	16
Lawrence,	17	57			17	
Morgan,	17	58			17	
Marion,	17	60			17	
Wayne,	17	61			17	
Hamilton,	17	64			17	
Monroe,	17	65			17	
Perry,	17	66			17	
Hardin,	17	67			17	
M'Minn,	17	68			17	
Shelby,	17	69			17	

CHARLES CARRIGER, Chairman.

The house adjourned until to-morrow morning 9 o'clock.

SATURDAY, November 27, 1819.

The house met according to adjournment.

Mr. Williams (of Davidson) from the committee for enrolled bills of the following titles, have been reported truly enrolled, and signed by the speaker of this house, viz.

An act to apportion the representation of this state in the state legislature.

An act laying a tax on shows.

An act to open an office for receiving entries of vacant and unappropriated lands in the district of country south of French Broad and Holston, and between the rivers Big Pigeon and Tennessee.

An act for the relief of *W*illiam Bills.

An act to confirm and make good all grants issued by the state of North Carolina on entries and warrants made west of Browns line.

An act to annex the territory therein named to the counties of Lawrence and Wayne.

An act to defray the expense of the new court-house in the county of Anderson.

An act to amend the law incorporating the town of Jonesborough, and

An act to consolidate the banks of this state.

Ordered, That the said enrolled bills be signed by the speaker of this house and sent to the senate.

Mr. Taylor returned a bill extending the 2nd. 3d and 4th surveyors districts to the southern boundary of the state, with a proposed amendment,

Which the house adopted.

Whereupon the said bill together with a bill to empower the county court of Giles, to appoint commissioners for the purposes therein named, and for other purposes,

Were severally read the second time and passed.

A bill making appropriation for the opening the several rivers therein mentioned,

Was put upon its second reading in this house, and the question being taken thereon, shall the bill pass, it was determined in the affirmative,

Yeas 20, nays 16.

The yeas and nays being required.

Those who voted in the affirmative are,

Messrs. Allen, Bradford, Carriger, Conn, Clack, David, Dulany, Gray, Hughes, Lawson, Massengill, M'Alister, Miller, Mitchell, Perkins, Taylor, Tipton, Tunnell, Williams (of Roane) and Yancy.

Those who voted in the negative are,

Messrs. Fentress, (speaker) Anderson, Blake, Brittain, Cheatham, Cross, Edwards, Grundy, Jetton, Kindall, Locke, Martin, Prewitt, Tilman, Williams (of Davidson) and Young.

Ordered, That the said bill be sent to the senate.

A bill making provision for surveying the school lands within the state of Tennessee.

A bill for the relief of the persons therein named.

A bill to authorise John Rodgers and Charles Sullivan, to open a turnpike road.

A bill making provision for the publication of a new edition of the laws of North Carolina and Tennessee.

Were severally read the third and last time, passed, and

Ordered, to be engrossed.

A bill to authorise the county court of Davidson, to

set each term until they go through the business.

Was read the third time and rejected.

A bill to divorce Isaac Matthews from his wife Talphenas.

Was read the third time, passed, and

Ordered, to be sent to the senate.

A bill for the relief of William Ingram, and

A bill for the relief of Simon Huddleston and others.

Were severally read the third time, passed, and

Ordered, to be engrossed.

A bill for the relief of John Latham,

Was read the third time, passed, and

Ordered, to be sent to the senate.

Mr. Bradford the clerk of the senate, delivered in at the speakers table, a message in writing, from his excellency the governor, which was read and is as follows, viz.

Fellow-citizens of the senate
and of the house of representatives,

I do myself the honor of forwarding the returns of the adjutant general, of the strength of the militia of the state of Tennessee, which has this moment come to hand.

I also forward sundry resolutions entered into by the legislature of the state of Pennsylvania, which have been received by this mornings mail.

Respectfully submitted,

JOSEPH M'MINN.

Executive office, November 27th, 1819

Accompanying the said message, was a proposition from the senate to refer the resolutions of the legislature of Pennsylvania, to a select committee, and naming Messrs. Williams and Brown, on their part.

Ordered, That the said resolutions be referred to Messrs. Grundy, Miller, Mitchell and Prewitt, on part of this house.

A message from the senate, by Mr. Bradford the clerk.

Mr. Speaker and gentlemen
of the house of representatives,

The senate have adopted the following resolution in which they ask your concurrence.

Resolved, by the general assembly of the state of Tennessee, that *William Neill* be appointed notary public for the county of Lincoln, and the question being taken thereon, will the house concur in said resolution;

It was determined in the affirmative.

Ordered, That the clerk do acquaint the senate therewith.

Another message from the senate, by Mr. Bradford their clerk,

Mr. Speaker and gentlemen of the house of representatives,

The senate have adopted the following resolution, in which they ask your concurrence.

Resolved, That the public printer, shall print in addition to the number of copies of the militia law, reported by the select committee, on the 26th inst. for each lieutenant colonel of cavalry 13 copies, and for each brigadier general 4 copies.

With which resolution this house concurred, and

Ordered, That the clerk acquaint the senate therewith.

The clerk of the senate delivered in at the speakers table the following enrolled bills signed by the speaker of the senate, viz.

An act to authorise the drawing of a lottery for the benefit of a *Lancasterian* school, in the county of Sumner.

An act for the relief of Robert Burton.

An act concerning salt licks and springs.

An act fixing the times of holding the several courts therein mentioned.

An act to authorise the county court of Lincoln, to build clerks offices on the public square in the town of Fayettville.

An act for the relief of James Miller and John Randal.

An act more effectually to prevent obstructions to the navigation of the rivers in this state.

An act to authorise William Clay and William Hankins to make deeds to lots in the town of Rutledge.

An act for the relief of those who are indebted to the banks and are sued by them; and

An act to establish the town of Danville.

Ordered, That the said enrolled bills be signed by the speaker of this house, and deposited in the office of the secretary of state.

By a joint resolution of both houses of the general assembly, the following persons were this day appointed justices of the peace, viz.

Carter county—William B. Carter, Thomas Evans, Hugh Jinkins, Isaac Campbell and John Wright.

Washington county—Isaac Miller, James W. Young and William Grimbsby.

Sullivan county—John Hunt.

Greene county—John Olinger, Thomas Smith, Jesse Kirby and George Wells.

Hawkins county—Peter Burum and James Long.

Bedford county—James Young, Robert Lowden, Josiah Davis, William Hovon, Jesse Evans, Thomas Dixon, William Hicks, Washington Walsh and William Sharp.

Claiborne county—William Savage, Robert W. M'Clary, Christopher Robertson, Marcellus Moss and John H. Lee.

Cocke county—Thomas Gray, Alexander Millikin, James E. Evins, Richard B. Dewett, William Wilson, Abraham Sillard, Robert Gilleland, Reuben Allen and Absalom Templeton.

Jefferson county—Francis Baldridge, George Seahorn and William Kimbrough.

Grainger county—John Aerwine and Joseph Shannon.

Knox county—James M'Millan, James Campbell, John Craighead, Robert M'Bath, Thomas Wilkinson and Samuel Fleming.

Sevier county—James P. H. Porter, Benjamin Hol-

land, Robert Shields, George Oldham and William Maples, senr.

Blount county—William Lowry, John Norwood, senr. William Turk, John Goutt, John Lambert, Edward Buchanon, Samuel Hamble and James Love.

Rhea county—Arthur Fulton, Jesse Thompson, John Robertson, Thomas Price, Thomas Cox, James G. Williams, Roswell Hall and Alexander Ferguson.

Roane county—Charles Thompson, Francis Irvin, James Johnston, John Willis, John Pickle, Thomas Stockton and Jesse Bird.

Hamilton county—Patrick Martin, Robert Gamble, Robert Patterson, William Lauderdale, Jacob Robertson, James Riddle, John Russell, William Rogers, Robert, Rentfroe, Andrew Kerr and James Johnston.

Morgan county—Samuel Stoncipher, John M. Davis, John Hagler, John Staples, Robert Williams and David Adams.

McMinn county—George Colville, James Taylor, Jacob Sharp, Samuel Dickey, Benjamin Griffith, John Walker, Archibald Turk, Hambright Black, Samuel McConnell, John Bean, John Rose and Major Beavers.

Marion county—William Stevens, David Miller, Johnathan Newman, Bergess Mathews, John Ake and John Kelly.

Jackson county—Amos Kilpatrick, Thomas Glen, John Vance, Joseph Ellison, Mounce Gore, Francis M'Connel and John Kirkpatrick.

Overton county—John Bailey, Thomas Simpson, John Smeleer, Joseph Bates, Alexander Davidson and Jacob Dillon.

White county—Samuel A. Moore, Andrew Townsend and Joseph Anderson.

Warren county—Andrew Hunt, Layton Terrill, Jesse Locke, John Walker, Alexander McWherter, William Dunham, William Scott, Thomas Moody, Benjamin Hill and John Rodgers.

Franklin county—James Stanley, Absolam Fares, John W. Camden, David Hunt, John W. Holden, Solo-

mon Waggoner, John C. Pryor, Thomas Dougan, John Caney, Jacob Vanzant, Matthew L. Dixon and William P. Anderson.

Rutherford county—John Alexander, John Carter, Guy Smith, Overton W Crockett, Gilliard Hubble, William Vinson, Beverly Randolph, John Clark, William Deloach and Jacob Paine.

Davidson county—George wilson, John P. Irwin Daniel A. Denham, Alpha Kingsley, Silas Dilahunty, Sampson Prowell and Buchanon Lanier.

Wilson county—William Johnson, William H. Peace, Burchell Douglass, Hugh Tilford, Thomas S. Greene, George L. Smith, Joseph Sharp, William Winston, Bradford Howard and Philip Fisher.

Robertson county—Brooke Duval, William Pope, William Cauts, Anthony Jones, Joel Moore, Meridith Walton and John C. Straughon.

Maury county—Thomas Black and Hugh Douglass.

Smith county—David Shetton, Solomon Debaw, Edmund D. Tarver, Thomas Hodges, Zachariah Ford, Thomas Tuggle, Patrick Furguson, Adam Dale, Frederick White, John Roland, John P. Williams, Axam Whitty, Benjamin Rao, Pulliom Williamson, Joshua M. Coffee and Samuel G. Gibbans.

Giles county—Thomas Markes, John Dabney, Jonathan Moody, James Rainry, Gilbert B. White, William Parr, George Hass, John Bramlet, Matthew Anderson and Thomas E. Abernathy.

Hickman county—Andrew Stewart, Henry Muirhead, senr. Nimrod Murphie, David Curry, Robert Anderson, Reuben Elliot and Thomas Jones.

Dixon county—James w. Christian, Nehemiah Hardy, Thomas Murrell and Benjamin Sturdivant.

Humphreys county—John Thompson, William H. Johnson, James Baker, John F. Porter and Thomas Hamilton.

Stewart county—John R. Acree, John Wood, Gladden Gorum, Benjamin Kelly, William Bayliss, John Davidson, Robert Lowry, John Farmer, John Mar-

brey, Charles Polk, senr. John Studdart, Samuel Winn.

Lawrence county—William Voss. Daniel Flanary, Thomas Welch, Mansil Crisp, Andrew Brown, Jeremiah Jackson, Samuel Pateet Jacob Pennycuff, Robert Chaffin and George Lucas.

Lincoln county—William Milner, Ambrose Barker, John Pinkerton, Richard Flint, Andrew W. Walker, John Porter, William Beavers, Thomas Gasther, Cornelius Darnall, John Marr, George Blackamore, Elisha Bagley, Jesse Jones, Joel Pinson, Abraham Isaac and William Givens.

Montgomery county—Francis Carter, Alexander M. Rogers, James Barnett, Isaac H. Dennison, William J. Lynes, Thomas W. Atkinson, James Carr, Francis Baker and Randolph Ramsey.

Monroe county—George Selvige, Isaac Carter, Joseph wilson, John Waugh, Henry Stephens, William warren, Joseph Stephenson, Robert Shaw, John Torbit, Jesse Miltan, Hugh Kelsoe, William Richmond and Thomas M'Cuistian.

Shelby county—Anderson B. Carr, Marcus B. Winchester, William Ivin, (merchant at the Bluff) Thomas D. Carr, Benjamin Willis and Jacob Tipton.

Perry county—James Dixon, James Yates, John T. Patterson, John Bradaway, Robert M'Clintack, William Tucker, William S. Laith, West Wood, Joseph Brown and William Holmes.

Hardin county—Willie J. Duckworth, Hickham Boon, Abner Taylor, Ninian Steel, Samuel Harbour, David Kincannon, Jonathan W. Martin, Samuel White, Joseph M'Mahan, John Reynolds, James Barnes, James Huddleston, Edmund W. Gee, Isham Cherry, George W. Culton, Samuel Berry, Hardin Williams, Stephen Roach.

Bledsoe county—John Greer, Samuel H. Gott, John Billingsley, John Hawkins, Eli Thurman, George W. Hall, Charles K. Sherrill and David Graham.

The house adjourned until Monday morning 9 o'clock.

MONDAY, November 29, 1819.

The house met according to adjournment.

Mr. Williams (of Davidson) from the committee on enrolled bills, reported bills of the following titles truly enrolled, (to wit.)

An act making provision for the publication of a new edition of the laws of North Carolina and Tennessee.

An act for the relief of the persons therein named.

An act for the relief of Simon Huddleston and others.

An act to authorize John Rogers and Charles Sullivan to open and establish a turnpike road and for other purposes.

An act for the relief of Andrew Taylor.

An act for the relief of William Ingram.

An act supplemental to an act entitled an act to condense and bring into one view the revenue laws of this state and to amend the same, passed at Nashville on the day of 1813

An act making provision for surveying the school lands within the state of Tennessee and for the issuance of grants thereon.

An act to change the sittings of the courts therein named.

An act to revise and amend the militia laws of the state of Tennessee.

Ordered, That the said enrolled bills be signed by the speaker of this house and sent to the senate.

Mr. Grundy submitted the following preamble and resolution, which were read and adopted, viz.

Whereas the Congress of the United States will probably at their present session take into consideration the propriety of establishing uniform laws on the subject of bankruptcies throughout the United States; and whereas this general assembly consider every measure, which beslaves on our class of citizens rights, privileges and immunities, which are withheld from others as unjust and impolatic; and as no good rea-

son can be perceived why merchants and traders should be exempted from the payment of their debts out of property acquired, after acts of bankruptcy are committed, while all other citizens are subjected to the payment of their debts out of property acquired under similar circumstances: Therefore,

Resolved, That our senators in Congress be instructed and our representatives requested to use their best exertions to prevent the passage of any act or acts calculated to violate the principles laid down in the preamble of this resolution.

Resolved, That the governor be and he is hereby requested to transmit a copy of the foregoing preamble and resolutions to each of the senators and representatives from this state in the Congress of the United States.

Ordered, That the clerk acquaint the senate therewith, and ask their concurrence.

In answer to which a message of concurrence was received from the senate by Mr. Bradford their clerk.

On motion of Mr. Grundy—

Resolved, That the secretary of state furnish to the commissioners to be appointed to adjust the line between this state and the state of Kentucky, a copy of so much of the act supplemental to the land law, as directs the marking of said line, in case no amicable adjustment can be effected.

Resolved, That the secretary of state superintend the printing of the acts of the general assembly at the place at which the same shall be executed, and that in cases where subjects are contained in the same act, which have no connexion with each other, that he cause them to be printed as seperate acts and affix appropriate titles thereto.

Ordered, That the clerk acquaint the senate therewith, and ask their concurrence.

On motion of Mr. Mitchell—

Resolved, That the public printer be requested to distribute the acts of Congress now remaining in the secretary's office and ordered to be distributed by a for-

ner resolution of this general assembly, with the acts of this state, and that he receive a proportionate compensation therefor with the acts aforesaid.

Ordered, That the clerk acquaint the senate therewith, and ask their concurrence.

On motion of Mr. Hill—

Resolved, That a joint committee be appointed to wait on his excellency the governor and know of him whether he has any further communications to make to this general assembly as they are about to adjourn without day. And have appointed *Mr.* Young, Hughes and Edwards to act with the gentlemen you may appoint. *Mr.* Gass was appointed on the part of the senate to act with the gentlemen appointed by the house of representatives.

The hour having arrived at which both houses were to meet in the hall of this house by previous arrangement for the purpose of electing a judge of the 7th circuit Tthree commissioners for the adjudication of land claims, Three commissioners to superinted the sale of he lands lately acquired by treaty from the Cherokee tribe of Indians. Two commissioners to adjust the northern boundary line of this state, and an attorney general for the twelfth district.

The houses first proceeded to ballot for a judge of the seventh judicial circuit Mr. Charles F. Keith and Mr. James C. Mitchell in nomination.

The houses then proceeded to ballot for three commissioners for the adjudication of land claims, Mr. Mr. Anthony Foster, John Overton, Samuel Weakley, William Martin, *Abraham Maury*, George Wilson, George T. Gillispie, James Holland and William Moore in nomination.

The houses then proceeded to ballot for three commissioners to superinted the sales of the Cherokee lands *Mr.* William B. Lenier, Robert Houston, Elkanah R. Dulaney, John B. Cross, John Tipton and Alexander Sevier in nomination.

The houses then proceed to ballot for two commissioners to adjust and establish the true dividing line

between this state and the state of Kentucky, Mr. Felix Grundy and Mr. William L. Brown in nomination

The houses next proceeded to ballot for an attorney general for the twelfth district, Mr. James R. M'Means in nomination.

On counting the votes on the several ballotings, the honorable Speaker of the senate declared in presence of both branches of the general assembly that Mr. Charles F. Keith, Abraham Maury, Anthony Foster, William Martin, Elkanah R. Dulaney, John B. Cross, John Tipton, William L. Brown, Felix Grundy and James R. M'Means, were duly and constitutionally elected to fill the different appointments for which they were severally held in nomination.

Mr. Tilman, this day submitted the following, as his reasons for voting against an increase of compensation to the members of this general assembly, viz.

The pay of the members for two sessions past, has been three dollars and fifty cents per day. I came here with a view of receiving the same compensation, believing the compensation of the members ought not to be such as render that, the governing motive in canvassing in the adpointment. And I hereby request the clerk of this house to make out my allowance at three dollars and fifty cents per day.

JOHN TILMAN.

A bill to empower the county court of Giles, to appoint commissioners for the purposes therein named and for other purposes.

Was read the third time, passed and

Ordered, to be sent to the senate.

A bill to amend an act, to provide for making entries for lands to which the Indian title has lately been extinguished, and for other purposes, passed Oct. 31, 1817.

Was read the third and last time, passed, and

Ordered, to be engrossed.

A bill making appropriation for opening the several rivers therein named.

Was taken up by the house, amended on motion of Mr. David,

Put upon its third reading in this house, and the question being taken thereon "shall the bill pass" it was determined in the negative—Yeas 15—Nays 16.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Allen, Bradford, Carriger, David, Gray, Hall, Lawson, Massingill, M'Alister, Miller, Perkins, Taylor, Tipton, Tunnell and Williams (of Roane.)

Those who voted in the negative are,

Messrs. Fentress (speaker) Anderson, Blake, Brittain, Cheatham, Edwards, Hughes, Jetton, Kindall, Locke, Martin, Mitchell, Prewett, Tilman, Williams (of Davidson) and Young.

And so, the said bill was rejected.

Whereupon Mr. Young, submitted the following preamble and resolutions (viz.)

Whereas it appears to this general assembly that the state of Tennessee will, at no distant period, be in possession of larger funds arising from the sale of lands acquired from the Cherokee tribe of Indians, and a judicious legislative disposition of the same requires information not now in possession of the general assembly—and whereas the promotion of literature should be among the first objects of attention in a republican government; and at all times meet with the fostering care of the legisture of a free and enlightened people: Therefore.

Resolved, That the governor be and he is hereby required to collect the necessary information and lay before the next general assembly a statement of the condition of the different Colleges, Academies and public schools in this state, accompanied with the number of those who may have been educated at each College and Academy, and the number of those who may have graduated at each.

And whereas the easy transportation of the products of industry, from one part of the country to another, adds much to the convenience and wealth of the peo-

ple; and hence arises the propriety and policy of attending to an internal navigation: Therefore.

Resolved, That the governor be and he is hereby requested, at the expense of the state, to imploy one or more fit person or persons, to explore and examine the river Cumberland and its tributary streams, the river Tennessee & its tributary streams for the purpose of ascertaining the extent of beneficial navigation; also to ascertain the obstructions in each, and their nature or kind, and the probable expense of removing or clearing out the same: and make report thereof to the next general assembly, the expense of which shall be paid out of the monies, arising out of the sales of the Cherokee lands.

And whereas the erection of a jail and penitentiary house, may be deemed just and politic by the good people of this state, and they may consider it expedient to appropriate a portion of the monies arising from the sale of the public land to that purpose—and inasmuch as a radical change in the criminal code of the state ought to be well considered by the people themselves, when an opportunity such as the present is offered: Therefore.

Resolved, That a copy of the foregoing resolutions be attached to each copy of the "bill to amend the penal laws of this state, and to establish a jail and penitentiary house therein," heretofore directed to be annexed to the acts of this general assembly.

Mr. Miller, made a motion to divide the question, so as to take it on each resolution seperately, which the house agreed to.

Whereupon the question was taken upon the adoption of the 1st resoltion and determined in the negative —Yeas 8—Nays 20.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Anderson, Blake, Cheatham, Martin, Prewett, Tilman, Williams (of Roane) and Young.

Those who voted in the negative are,

Messrs. Fentress (speaker) Brittain, Carriger, D.

vid, Edwards, Gray, Hill, Hughes, Jetton, Kindall, Lawson, Locke, *Massengill*, *M'*Alister, Miller, Mitchell, Perkins, Taylor, Tipton, and Williams (of Davidson.)

The question was then taken upon the adoption of the 2d resolution and determined in the affirmative.

The question was then taken upon the adoption of the third resolution, and determined in the negative—Yeas 10—Nays 20.

The yeas and nays being required, those who voted in the affirmative are,

Messrs. Anderson, Blake, Bradford, Carriger, Cheatham, Jetton, Lock, Martin, Tilmon and Young.

Those who voted in the negative are,

Messrs. Fentress (speaker) *Allen*, Brittain, David, Edwards, Massengill, M'Alister, *Miller*, Mitchell, Perkins, Prewett, Taylor, Tipton, Tunnell and *Williams* (of Davidson.)

Ordered, That the clerk do carry the second resolution to the senate, and ask their concurrence therein.

In answer to which a message of concurreuce was received from the senate, by Mr. Bradford, their clerk.

On motion of Mr. Taylor,

Resolved, That the public printer, forthwith, print sixty copies of an act passed at the present session of the general assembly, entitled "an act," for the regulation of proceedings upon judgments, with an amendatory section, passed this day to said act, and that said public printer furnish each member of this general assembly, with a copy thereof.

Ordered, That the clerk do carry the said resolution to the senate and ask their concurrence therein.

In answer to which, a message of concurrence was receeived from the senate, by Mr. Bradford their clerk.

A message from the senate, by Mr. Bradford their clerk.

Mr. Speaker and gentlemen of the house of representatives

The senate have adopted the following resolutions, to which they ask your concurrence.

Resolved, That the secretary of state for this state, shall make out and certify a correct copy of an act passed at the present session of this general assembly amendatory of, and supplementary to an act passed at the present general assembly commonly called the Chickesaw land act, and that he forward the same to our Senators and Representatives in the Congress of the United States without delay.

Resolved, That the seceretary of state for this state be required to obtain from the secretary's office of North Carolina, a full and correct transcript of all military warrants issued by the state of North Carolina, and also all John Armstrongs warrants issued under the authority of said state of North Carolina, since the transcript was obtained by John Overton agent from this state.

Resolved, That James M'Dowell be and he is hereby directed to take charge of all tables, chairs, ink-stands and stationary belonging to the state, for the use of this legislature, and that he return them safe to the next meeting of the general assembly,

And the question being taken thereon,

Will the house concur in the said resolutions, it was determined in the affirmative.

Ordered, That the clerk do acquaint the senate therewith.

The house adjourned until to morrow morning 9 o'clock.

TUESDAY, November 30, 1819.

The house met according to adjournment.

Mr. Miller, from the select committee to whom was referred the resolutions of the Pennsylvania legislature, proposing an amendment to the United States Constitution, submitted the following report, which was read and concurred in.

Your committee to whom was referred a resolution adopted by the legislature of Pennsylvania, by which an amendment to the constitution of the United States is proposed, have had the same under consideration, and do most warmly accord with the principle of the

proposed amendment, and would strongly recommend a concurrence therewith, by this legislature, to effect which, they propose the adoption of the following resolutions.

Resolved, by the general assembly of the state of Tennessee, that a resolution adopted by the senate and house of representatives of the commonwealth of Pennsylvania, in general assembly met, proposing the following amendment to the constitution of the U. States, viz. Congress shall make no law to erect or incorporate any bank or monied institution, except within the district of Columbia, and every bank, or other monied institution, which shall be established by the authority of Congress, shall together with its branches and offices of discount and deposite, be confined to the district of Columbia, be and the same is hereby concurred with.

Resolved, That our senators in Congress be instructed and our representatives in congress be requested to use their exertions to procure the adoption of the foregoing amendment.

Resolved That the governor be requested to transmit copies of the foregoing resolutions and proposed amendment to each of our senators and representatives in Congress.

P. M. MILLER, Chairman.

Mr. Young this day submitted the following as his reasons for voting against the bill making appropriation for opening the several rivers therein named, viz.

I voted against the bill because I know the appropriations made to the different rivers, were unfair and unjust; and I believed it was not right for any legislature to risk $560,000 of the money of the people, without knowing how it should be advantageously laid out.

Suppose congress would say hereafter that they would take this country under their own management. In that event the people would be oppressed; would be ruined with the burthen of taxation; to raise the money appropriated by the bill, and it appears clear to my mind, that when taxes are imposed upon the people, some little benefit at least should result to the country.

The vacant soil of this state was set apart by compact, for the satisfaction of North Carolina land warrants; but the legislature of this session, in making that appropriation of country, have given preferences to titles in direct violation of the agreement entered into between this state and North Carolina. What the consequences will be, I know not; congress may interfere and appeal the law authorising this state to perfect titles, and if she should with such an appropriation as the bill contains; eternal ruin would fall upon the good people of Tennessee, and to preserve them from that ruin, I voted against a measure which all thinking minds will acknowledge was opening a door to taxation and oppression.

WILLIAM YOUNG.

A message from the senate, by Mr. Bradford their clerk.

Mr. Speaker and gentlemen of the house of repreeentatives.

The senate have adopted the following resolution in which they ask your concurrence.

Resolved, That David Dunn, of Davidson county and Thomas M'Broom, of Grainger county, be, and are hereby appointed justices of the peace.

With which resolution this house concurred.

Ordered, That the clerk acquaint the senate therewith.

On motion of Mr. Conn,

Resolved, That the following persons be appointed justices of the peace, in the county of Sumner, Francis Weatherhead, William Smith, Jacob C. Cook, Meridith Hodges, James Walton and John Derham, and for the county of Warren, George R. Smart.

Ordered, That the clerk acquaint the senate therewith and ask their concurrence.

In answer to which a message of concurrence was received from the senate by Mr. Bradford their clerk.

On motion of Mr. Williams (of Davidson.)

Resolved, That the thanks of this house be presented to their honorable speaker, for the diligent, able and impartial discharge of the duties of his office.

Received from his excellency, the governor, by the honorable Daniel Graham, secretary of state, the following communication.

Fellow-citizens of the senate
and of the house of representatives,

I have this moment been honored with the presence of a committee, composed of members from each branch of the legislature, who have announced that you are about to close your present session.

On my part, Gentlemen, nothing of importance remains to be communicated, except to tender to you generally and individually, my grateful acknowledgements for your prompt co-opperation in the measures which I did myself the honor to submit for legislative investigation.

It must be to you a source of much pleasure to have witnessed that the benevolent hand of providence has so guarded you against mortal disease, that those few among you who have been partially afflicted, are now ready to return to their families and homes. For the safe accomplishment of an event so desirable, I offer my most sincere and ardent good wishes.

Respectfully submitted,

JOSEPH M'MINN.

Executive office, November 30th, 1819

On motion of Mr. Williams (of Davidson.)

Resolved, That the house of representatives have finally acted on all the business before them and are ready to adjourn *sine die*: Whereupon.

Ordered, That the clerk acquaint the senate that this house is ready to adjourn *sine die*.

In answer to which a message was received from the senate by *Mr.* Bradford their clerk, informing that the senate had also acted finally upon all the business before them and are ready to adjourn *sine die*.

And then, the house adjourned *sine die*.

JAMES FENTRESS, *Speaker of the House of Representatives*,

Attest,

TH: J. CAMPBELL, *Clerk of the House of Representatives*.